

[287] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-823-2024

Date of Decision : 07.03.2024

Gurmeh Singh and others

...Petitioners

versus

State of Punjab and others

....Respondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Vishnu Dutt, Advocate for the petitioners.
Mr. Prabhdeep Singh Dhaliwal, Asstt. AG, Punjab.
Mr. Naveen Bawa, Advocate for respondent Nos.2 to 5.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of cross case bearing GD No.002 dated 04.12.2019, registered under Sections 323, 341, 294, 506, 149 IPC, 1860 at Police Station Ladhuwal, District Ludhiana in case FIR No.101, dated 03.12.2019 under Sections 323, 341, 294, 506, 149 IPC, 1860, registered at Police Station Ladhuwal, District Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise dated 13.12.2021 (Annexure P-2).

[2] This Court vide order dated 10.01.2024 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send the report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Ludhiana, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 13.02.2024 to the effect that the compromise has

been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant namely, Kamlesh Kaur, with regard to compromise was recorded before learned Magistrate on 08.02.2024.

[5] Learned State counsel as well as learned counsel for respondent Nos.2 to 5 have not disputed the factum of compromise between the parties.

[6] In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and cross case bearing GD No.002 dated 04.12.2019, registered under Sections 323, 341, 294, 506, 149 IPC, 1860 at Police Station Ladhuwal, District Ludhiana in case FIR No.101, dated 03.12.2019 under Sections 323, 341, 294, 506, 149 IPC, 1860, registered at Police Station Ladhuwal, District Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

07.03.2024
'Rajneesh'

Whether speaking/ reasoned : Yes/No
Whether reportable : Yes/No