

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

CRM-M-63539-2023
Date of Decision : 12.02.2024

Ravi Kumar and others ...Petitioners
versus
State of Punjab and othersRespondents

Coram : HON'BLE MR. JUSTICE DEEPAK GUPTA
Present : Mr. Rythem Bajaj, Advocate for the petitioners.
Mr. Rajeev K. Thakur, DAG, Punjab.
Ms. Tanisha, Advocate for respondent Nos.2 to 7.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.9, dated 18.01.2017, registered under Sections 452, 325, 323, 148, 149 of the IPC, 1860 at Police Station City-1, Abohar, District Fazilka, and all subsequent proceedings arising therefrom on the basis of compromise dated 24.11.2023 (Annexure P-3).

[2] This Court vide order dated 16.12.2023 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, Abohar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.02.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or

[4] Statement of Respondent No.2-complainant namely, Nishan Singh @ Nishant Singh, with regard to compromise was recorded before learned Magistrate on 29.01.2024.

[5] Learned State counsel as well as learned counsel for respondent Nos.2 to 7 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 F.I.R. No.9, dated 18.01.2017, registered under Sections 452, 325, 323, 148, 149 of the IPC, 1860 at Police Station City-1, Abohar, District Fazilka, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

12.02.2024
'Rajneesh'

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