

232 IN THE HIGH COURT OF PUNJAB AND HARYANA
 AT CHANDIGARH

CRM-M-65347-2023
Date of decision: 23.02.2024

TALWINDER SINGH @ KULWINDER SINGH @ TANNA AND
ANOTHER

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None.

HARPREET SINGH BRAR J. (ORAL)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.20 dated 04.02.2023 registered under Sections 324, 341, 506, 148 and 149 of Indian Penal Code at Police Station Adampur, District Jalandhar Rural, Punjab (Annexure P-1) all subsequent proceedings arising therefrom in view of the compromise dated 09.12.2023 (Annexure P-2).

2. The following order was passed on 05.01.2024 :-

“The present petition has been filed under Section 482 Cr.P.Csking quashing of FIR No. 20 dated 04.02.2023 under Section 324, 341, 506, 148 and 149 of Indian Penal Code registered at Police Station Adampur, District Jalandhar Rural, Punjab (Annexure P-1) on the basis that a compromise dated 09.12.2023 (Annexure P-2) has been entered into between the parties.

Notice of motion.

At this stage, on the asking of the Court Mr. Subhash Godara, Addi. A.G. Punjab accepts notice on behalf of respondent No.1-State and Mr. Dushyant Singh, Advocate accepts notice on behalf of respondent No. 2 and files his Vakalatnama and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

Now, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks, to get recorded their statements regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 23.02.2024.

A copy of the order be sent to the learned trial Court/Illaq Magistrate through fax for compliance.”

3. In view of the resolution passed by Bar Association of Punjab and Haryana High Court, there is no representation on behalf of the parties but report has been received from the concerned jurisdictional Court and perusal of the same indicates that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834* and *Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63* and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052*, this petition is allowed and FIR No.20 dated 04.02.2023 registered under Sections 324, 341, 506, 148 and 149 of Indian Penal Code at Police Station Adampur, District Jalandhar Rural, Punjab (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

February 23, 2024
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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |