



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

302

CRM-M No.6339 of 2025
Date of decision: 07.04.2025

AJAY TIWARI**.... Petitioner**

Versus

STATE OF PUNJAB AND ANOTHER**.... Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Charanjit Singh Bahia and Mr. Sumeet Singh Brar,
Advocates for the petitioner.

Ms. Swati Batra, D.A.G., Punjab.

Ms. Rubi Khokhar, Advocate for Mr. R.S. Dhaliwal, Advocate
for respondent No.2.

MANISHA BATRA, J. (oral)

1 At the very outset, learned counsel for the petitioner has requested for addition offence under Section 326 of IPC in the head note as well as prayer clause of the main petition .

2. On oral request, made by learned Counsel for the petitioner, Registry is directed to add Section 326 of IPC in the head note as well as prayer clause of the main petition.

3. The present petition has been filed for quashing of FIR No.73 dated 04.05.2022 registered under Sections 323, 341, 324, 506, 34 and 188 of IPC (Section 326 added later on), at Police Station Jamalpur, District Ludhiana and all the subsequent proceedings arising therefrom, on the basis of compromise dated 27.11.2024 (Annexure P-2).

2 . This Court vide order dated 05.02.2025 had directed the parties to appear before the trial Court to get their statements recorded and the learned

**CRM-M No.6339 of 2025**

-2-

Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate 1st Class, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 11.03.2025 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. 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 FIR No.73 dated 04.05.2022 registered under Sections 323, 341, 324, 506, 34 and 188 of IPC (Section 326 added later on), at Police Station Jamalpur, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 27.11.2024 (Annexure P-2) are quashed qua the petitioner.

07.04.2025

Jyoti-IV

(MANISHA BATRA)**JUDGE**

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