



**284-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of decision: 06.02.2025

1. CRM-M-15122-2024

GORROBAN SINGH ALIAS ROBIN SINGH
...PETITIONER
V/S

STATE OF PUNJAB AND ANOTHER
...RESPONDENTS

2. CRM-M-40086-2024

KULBIR SINGH
...PETITIONER
V/S

STATE OF PUNJAB AND ANOTHER
...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Daljeet Singh, Advocate with
Mr. A.S. Manaise, Advocate for the petitioner.
Mr. Rishabh Singla, AAG, Punjab.
Mr. Ajaypal Singh Aulakh, Advocate for
Mr. Abhishek Thakur, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This order of mine shall dispose of both the above-said petitions as both are arising out of the same FIR. For the sake of brevity, the facts are borrowed from **CRM-M-15122-2024** titled as ***Gorroban Singh alias Robin Singh vs. State of Punjab and another.***

2. These petitions have been filed under Section 482 Cr.P.C. seeking quashing of FIR No.84 dated 10.11.2023, under Sections 379-B, 451,



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506, 34 IPC, registered at Police Station Ghanie Ke Bangar, Police District Batala District Gurdaspur (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 18.03.2024 (Annexure P-2).

2. The following order was passed on 22.03.2024 :-

“Through the instant petition, prayer is made for quashing of FIR No.84 dated 10.11.2023, under Sections 379-B, 451, 506, 34 IPC, registered at Police Station Ghanie Ke Bangar, Police District Batala District Gurdaspur and all subsequent proceedings enumerating therefrom, on the basis of compromise dated 18.3.2024 (Annexure P-2).

Notice of motion.

Mr. Pardeep Bajaj, DAG, Punjab, waives service on behalf of the respondent-State whereas, Mr. Abhishek Thakur, Advocate has filed his Vakalatnama on behalf of respondent No.2 and has submitted that he has no objection in case the FIR(supra) is quashed on the basis of compromise (Supra).

In view of above, the parties are directed to appear before the learned Illaqa Magistrate/trial Court concerned within one month from today to get their respective statements recorded regarding the compromise and after recording their respective statements, the learned trial Court/Illaqa Magistrate concerned is directed to send the same alongwith its report, regarding the genuineness of compromise, on or before the next date of hearing in the present petition, specifically with regard to the following facts:-

- 1. Number of persons arrayed as accused in the FIR;*
- 2. Whether any accused is proclaimed offender;*
- 3. Stage of the trial/proceedings.*
- 4. Whether the compromise is genuine, voluntary, and without any coercion or undue influence and*
- 5. Total number of victims and their names.*

It is made clear that complainant/private respondent should also appear in person before the learned trial Court/Illaqa



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Magistrate concerned to get his statement recorded regarding compromise.

To come up on 20.5.2024.

The State counsel is also directed to verify the factum of compromise by the date fixed.

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

3. Thereafter on 20.12.2024, the parties were again directed to appear before the trial Court/Illaq Magistrate within one month. In compliance of the aforesaid orders, a report has been received from the concerned jurisdictional Court 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 46*, 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.84 dated 10.11.2023, under Sections 379-B, 451, 506, 34 IPC, registered at Police Station Ghanie Ke Bangar, Police District Batala District Gurdaspur and all consequential proceedings arising out of the same are quashed, qua the petitioners in both the cases.

5. A photocopy of this order be placed on the file of other connected case.

February 06, 2025
manisha

(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No