

2025:PHHC:010431



338.

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

**CRM-M-17065-2024 (O&M)**

Date of decision: 23.01.2025

Harjit Singh @ Janda and others

....Petitioners

Versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. Paras Kukkar, Advocate for  
Mr. Manjinder Singh Saini, Advocate, for the petitioners.  
Mr. Ravinder Singh, AAG, Punjab, for respondent No.1.  
Mr. Rahul Verma, Advocate for  
Mr. Vishal Sharma (Vasudeva), Advocate,  
for respondent No.2.

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**MANJARI NEHRU KAUL, J. (ORAL)**

**CRM-32143-2024**

Prayer in this application is to add Sections 364, 365 of IPC in the head note, para No.2 and prayer clause of the petition, as at the time of filing the present petition, these sections were not in the knowledge of the petitioners.

For the reasons stated in the application, same is allowed and Sections 364, 365 of IPC are ordered to be added in the head note, para No.2 and prayer clause of the petition.

The amended petition filed, is taken on record subject to all just exceptions. Registry to tag it at appropriate place.

**CRM-M-17065-2024**

1. Prayer in the instant petition is for quashing of FIR No.0213, dated 15.12.2022, under Section 346 of IPC (Sections 364, 365 of IPC added lateron), registered at Police Station Bullowal, Hoshiarpur (Annexure P-1) and all subsequent proceedings arising out of the same, on the basis of compromise dated 29.05.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 08.04.2024 of this Court, the parties were directed to appear before the learned trial Court/Area Magistrate on 01.05.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Hoshiarpur, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties, in original, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.
6. In view of the report of learned trial Court and the principles laid down by Hon'ble the Apex Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Versus State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioners.
7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)  
JUDGE

January 23, 2025  
sanjeev

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