



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

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CRM-M-24622-2023

Date of decision: 03.02.2025

Kulwant Singh @ Joban and others

.....Petitioners

Versus

State of Punjab and other

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Manu Loona, Advocate
for the petitioners.

Mr. Navdeep Singh, DAG, Punjab.

Ms. Rashi Verma, Advocate for
Mr. Yaseen Sethi, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.51 dated 03.02.2023 under Sections 308, 341, 323, 506, 148, 201, 149 of the Indian Penal Code, 1860 registered at Police Station City Faridkot, District Faridkot and all consequential proceedings arising out of the same, on the basis of compromise dated 18.04.2023 and 01.05.2023 (Annexures P-2 and P-3) arrived at, between the parties.

2. Vide order dated 15.05.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 31.05.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Additional Sessions Judge-I, Faridkot, in pursuance of the directions of this Court,



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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 complainants have also made statements to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

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

5. However, it has been reported in the report that petitioner No.3-Sukhbir Singh @ Judge Singh @ Jazzzi is a man of criminal antecedents and the following four criminal cases stand registered against him:-

(i) FIR No.43 dated 19.02.2016 under Sections 307, 324, 323, 148, 149 of the IPC and Sections 25, 27 of the Arms Act, registered at Police Station City Faridkot.

(ii) FIR No.73 dated 25.02.2020 under Section 13-A of the Gambling Act, registered at Police Station City Faridkot.

(iii) FIR No.282 dated 06.08.2020 under Sections 457, 380 of the IPC registered at Police Station City Faridkot.

(iv) FIR No.29 dated 04.02.2021 under Sections 376 and 506 of the IPC registered at Police Station City Faridkot.

6. Learned counsel for the petitioners submits that no doubt that petitioner No.3 was earlier indeed facing trial in the aforementioned cases, however, it is a matter of record that he already stands acquitted in FIR No.43 dated 19.02.2016 and FIR No.29 dated



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04.02.2021, which fact has not been disputed by the learned State counsel on instructions.

7. In view of the report of the learned Additional Sessions Judge-I, Faridkot and the principles laid down by Hon'ble the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. 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.

8. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

03.02.2025

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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