



301 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34034-2024

Date of decision: 17.02.2025

SUKHWINDER SINGH ALIAS BINDER AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rajan Singh Dadwal, Advocate for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Suraj Kaundal, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. Petitioners have filed present petition under Section 482 of Cr.P.C. for quashing of FIR No.28 dated 15.03.2016 under Sections 342, 324, 323, 506 and 34 of IPC, registered at Police Station Sudhar, District Ludhiana Rural (Annexure P-1) and consequent proceedings arising thereof on the basis of compromise dated 19.04.2024 (Annexure P-2).

2. The following order was passed on 18.07.2024 :-

"Petitioners have filed present petition under Section 482 of Cr.P.C. for quashing of FIR No.28 dated 15.03.2016 under Sections 342, 324, 323, 506 and 34 of IPC, registered at Police Station Sudhar, District Ludhiana Rural (Annexure P-1) and consequent proceedings arising thereof on the basis of compromise dated 19.04.2024 (Annexure P-2).

Notice of motion.

On asking of this Court, Mr. Kewal Singh, Addl. A.G., Punjab accepts notice on behalf of State.

Mr. Suraj Kaundal, Advocate appeared on behalf of respondent No.2 and filed vakalatnama, which is taken on record.

Adjourned to 20.08.2024.



Status report be filed by respondent – State by the adjourned date.”

3. In compliance thereof, status report filed by way of affidavit of Varinder Singh Khosa, PPS, DSP, Dakha, District Ludhiana (Rural) on behalf of respondent No.1-State is taken on record. A perusal of the same indicates that the investigating agency, after conclusion of the investigation, has presented the cancellation report before the Court of learned Judicial Magistrate Ist Class, Jagraon. But, the complainant did not agree with the cancellation report and the same is pending for further consideration. In the meantime, the petitioner and private respondent No.2 have entered into a compromise and the compromise deed dated 12.04.2024 has been submitted before the jurisdictional police authorities.

4. In view of the compromise effected between the parties and status report filed by respondent No.1-State and in view of 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*, the present petition is allowed and FIR No.28 dated 15.03.2016 under Sections 342, 324, 323, 506 and 34 of IPC, registered at Police Station Sudhar, District Ludhiana Rural (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

February 17, 2025
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(HARPREET SINGH BRAR)
JUDGE

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