



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

CRM-M-33690-2024

Date of decision: 21.03.2025

BIKRAMJIT SINGH ALIAS BIKA AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vaibhav Narang, Advocate for the petitioners.

Mr. Nitesh Sharma, DAG, Punjab.

Ms. Ragini Kakkar, Advocate for

Mr. Subhash Chand, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.71 dated 25.06.2024 registered under Sections 342, 341, 323, 506, 34, 379-B of Indian Penal Code, 1860 and Sections 25, 27, 54 and 59 of Arms Act at Police Station City Rampura, District Bathinda (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise dated 29.06.2024 (Annexure P-1).

2. The following order was passed on 20.02.2025 :-

"Service is already complete.

Adjourned to 21.03.2025

In the meantime, parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 21.03.2025.



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

3. In compliance of the aforesaid order, 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. Learned State counsel, on instructions from ASI Charjeet Sharma, submits that Jaswinder Singh was present with the complainant, at the time of incident and he did not receive any injury. As such, he, at the most, can be made a prosecution witness and cannot be treated as victim. Further, the complainant has already appeared and gave his consent for quashing of the FIR (*supra*) on the basis of compromise.

5. 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.71 dated 25.06.2024 registered under Sections 342, 341, 323, 506, 34, 379-B of Indian Penal Code, 1860 and Sections 25, 27, 54 and 59 of Arms Act at Police Station City Rampura, District Bathinda (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

March 21, 2025
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(HARPREET SINGH BRAR)
JUDGE

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