



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

325

CRM-M-57799-2024

Date of decision: January 20th, 2025

Kashmir Singh @ Dogar and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Naveen Bawa, Advocate
for the petitioners.

Mr. Navdeep Singh, Deputy Advocate General, Punjab.

Mr. Vishnu Dutt, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for quashing of FIR No.23 dated 13.02.2023 under Sections 323, 379-A, 427, 452, 506, 148, 149 (Sections 295, 395, 411 added and Section 379 deleted later on) of the IPC registered at Police Station Chattiwind, District Amritsar Rural, along with all consequential proceedings arising therefrom on the basis of compromise dated 22.10.2024 (Annexure P-2).

2. Vide order dated 21.11.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 04.12.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Amritsar, 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 he 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, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent Nos.2 and 3 are the only aggrieved persons in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Amritsar, 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.

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

January 20th, 2025
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No