



**276(2) IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-58503-2024 (O&M)

Date of Decision: 10.03.2025

RAJ RANI AND OTHERS

...Petitioners

V/S

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Atinder Singh, Advocate
for Mr. Charitr Kadyan, Advocate for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

None for respondents No. 2 to 4.

HARPREET SINGH BRAR J. (Oral)

1. The petitioners have approached this Court seeking quashing of DDR No.38 dated 19.02.2023 under Sections 323, 34 IPC (Annexure P-1) in FIR No.20 dated 07.03.2023 under Sections 325, 323, 427, 506, 34 IPC, P.S. Bareta, District Mansa and all consequential proceedings emanating therefrom on the basis of a compromise dated 11.11.2024 (Annexure P-2) having been effected between the parties.

2. The following order was passed on 26.11.2024:

“The petitioners have approached this Court seeking quashing of DDR No.38 dated 19.02.2023 under Sections 323, 34 IPC (Annexure P-1) in FIR No.20 dated 07.03.2023 under Sections 325, 323, 427, 506, 34 IPC, P.S. Bareta, District Mansa and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Notice of motion for 10.03.2025.

At this stage, Mr. Sidharth Attri, AAG, Punjab, accepts notice on behalf of respondent No.1-State, while Mr. Rahul Garg, Advocate, has put in appearance on behalf of respondents No.2 & 3 and filed his vakalatnama, which is taken on record.

The parties are directed to move an application before the trial Court/Illaq Magistrate concerned for getting their statements recorded qua the factum of compromise. As and when any such application is moved and put up before the trial Court/Illaq Magistrate, the trial Court/Illaq Magistrate shall consider the said application and do the needful for recording the statements of the parties qua the factum of the compromise, on any convenient date. After recording the statements of all the affected parties, and upon getting requisite information from Investigating Officer, the trial Court/Illaq Magistrate shall submit its report on the basis of the statements so recorded, broadly on the following aspects:

(i) Whether there is any other accused other than the petitioners, arrayed in this petition?

(ii) Whether there is any other complainant or affected/aggrieved party other than the respondents, arrayed in the petition?

(iii) Whether any accused has been declared Proclaimed Offender? (iv) Whether the compromise in question is found to be a valid compromise and has been effected without there being any kind of influence or coercion? The report be submitted before this Court on or before the next date. To be taken up with CRM-M-17642-2024.”

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. 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 466** 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 (Cr1.) 1052**, this

petition is allowed and DDR No.38 dated 19.02.2023 under Sections 323, 34 IPC (Annexure P-1) in FIR No.20 dated 07.03.2023 under Sections 325, 323, 427, 506, 34 IPC, P.S. Bareta, District Mansa along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

10.03.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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