



**300-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of decision: 28.01.2025

1. CRM-M-43945-2024

HARPREET SINGH ALIAS KADI AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

2. CRM-M-44158-2024

SATNAM SINGH ALIAS BUNTY AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. L.S. Sidhu, Advocate
for the petitioners in CRM-M-43945-2024
& for respondent Nos.2 and 3 in CRM-M-44158-2024.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Daljinder Singh, Advocate
for the petitioners in CRM-M-44158-2024 &
for respondent Nos.2 and 3 in CRM-M-43945-2024.

HARPREET SINGH BRAR, J. (ORAL)

1. This order of mine shall dispose of above mentioned petitions as both are version and cross-version. For the sake of brevity, facts are borrowed from *CRM-M-43945-2024* titled as *Harpreet Singh alias Kadi and others v. State of Punjab and others*.

2. These petitions have been filed under Section 482 Cr.P.C. for quashing of FIR No.74 dated 11.06.2023, registered under Sections 452, 324, 323, 34 of IPC, at Police Station Zira, District Ferozepur (Annexure P-1) along



**CRM-M-43945-2024
& 01 connected case**

2

with GD No.30 dated 12.06.2024, under Sections 341, 323, 506, 148, 149 of IPC (Section 325 of IPC was added later on), registered at Police Station Zira, District Ferozpur (Annexure P-2) contained in FIR (*supra*) (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioners on the basis of compromise dated 09.07.2024 (Annexure P-3).

3. The following order was passed on 06.09.2024 :-

“Petitioner(s) filed petition under Section 482 Cr.P.C. for quashing of GD No.30 dated 12.06.2024, under Sections 341, 323, 506, 148, 149 of IPC (Section 325 of IPC was added later on), registered at Police Station Zira, District Ferozpur in FIR No.74 dated 11.06.2023, registered under Sections 452, 324, 323, 34 of IPC, at Police Station Zira, District Ferozpur and all the subsequent proceedings arising therefrom, qua the petitioner(s), in light of the compromise effected between the parties dated 09.07.2024 (Annexure P-3).

Notice of motion.

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

Mr. Daljinder Singh, Advocate appeared on behalf of respondents No.2 and 3 and filed power of attorney, which is taken on record.

Let the statements of petitioners and respondents No.2 & 3 be recorded with regard to the compromise on or before 22.10.2024 by learned Illaqa/Duty Magistrate concerned, as per the convenience of said Court. In the event of their statements being recorded, the Court will send copies of the same to this Court before the next date of hearing along with its report i.e.

1. The number of accused in the aforesaid FIR and to report whether any of the accused has been declared proclaimed offender(s) or any such proceedings have been initiated or pending against them.

2. Whether the compromise entered between the parties is genuine voluntary without any coercion or undue influence.

3. Statement of IO regarding involvement of petitioner(s) in any other FIR.



**CRM-M-43945-2024
& 01 connected case**

3

4. Status of the trial pending before the Court.

To await the report, list again on 03.10.2024.

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

4. In compliance of the aforesaid, 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.

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 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 (Crl.) 1052*, this petition is allowed and FIR No.74 dated 11.06.2023, registered under Sections 452, 324, 323, 34 of IPC, at Police Station Zira, District Ferozepur (Annexure P-1) along with GD No.30 dated 12.06.2024, under Sections 341, 323, 506, 148, 149 of IPC (Section 325 of IPC was added later on), registered at Police Station Zira, District Ferozepur (Annexure P-2) contained in FIR (*supra*) (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners in both the cases.

January 28, 2025
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(HARPREET SINGH BRAR)
JUDGE

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