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CRM-M-35570-2023

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KASHMIR SINGH AND ORS. VS STATE OF PUNJAB AND OTHERS

Present: Mr. S.S. Sarwara, Advocate for the petitioners.

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This petition is for quashing of FIR No.44 dated 10.09.2019, registered under Sections 341, 323, 506, 34, 201 IPC, at Police Station Handesra, District Mohali, along with all the subsequent proceedings arising therefrom, on the basis of compromise dated 30.05.2023 (Annexure P-2).

Learned counsel for the petitioners submits that with the intervention of the respectable persons of the area, the matter has been compromised between the parties.

Notice of motion.

On the asking of this Court, Mr. C.L. Pawar, Addl. AG Punjab, accepts notice on behalf of the respondent-State.

At this stage, Ms. Khushika Setia, Advocate, appears and files power of attorney on behalf of respondent Nos. 2 and 3, and does not dispute the factum of the compromise. The power of attorney is taken on record.

The parties are directed to appear before the Illaqa Magistrate/trial Court on 22.08.2023 or any other date convenient to the concerned Court, for getting their statements recorded with regard to the compromise. The Illaqa Magistrate/trial Court shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-

1. *The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/P.O. in the case;*
2. *the name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;*
3. *the stage of trial/proceedings;*
4. *If the compromise is genuine, voluntary and out of free will of the parties;*

Report of the Illaqa Magistrate/trial Court be awaited for  
27.09.2023.

25.07.2023  
*Mangal Singh*

(HARNARESH SINGH GILL)  
JUDGE