

JASHANPREET SINGH AND ANOTHER
VS
STATE OF PUNJAB AND ANOTHER

Present :- Mr. Prince Sharma, Advocate
for the petitioners.

Mr. Kunal Vinayak, AAG, Punjab

Mr. Shivam Kamboj, Advocate
for respondent No.2.

By way of present petition, the petitioners seek partial quashing of FIR No.74 dated 28.05.2022, registered for offences punishable under Sections 336/506/148/149 IPC & Sections 25/27 of Arms Act, 1959 at Police Station Sadar Patti, Tehsil Patti, District Tarn Taran, Punjab on the basis of compromise dated 21.01.2023 (Annexure P-2).

Counsel for the petitioners relies upon *Lovely Salhotra & anr. Vs. State, NCT of Delhi (2018) 12 SCC 391* to submit that in such circumstances partial quashing is permissible.

Learned counsel for respondent No.2 has also supported the claim of the petitioners for quashing the FIR claiming that *qua* them the matter stands compromised.

In view of the above, the parties, i.e. the petitioners as well as respondent No.2 are directed to appear before learned Duty Magistrate/Illaq Magistrate/trial Court on 09.08.2023. On their doing so, the learned Duty Magistrate/Illaq Magistrate/trial Court shall record their statements and furnish its report to this Court by the next date of hearing on the following aspects:-

1. *Number of persons arrayed as accused in the FIR.*
2. *Whether any accused is proclaimed offender?*

3. *Whether the compromise is genuine, voluntary and without any coercion or undue influence?*
4. *Whether the accused persons are involved in any other case or not?*
5. *The trial Court is also directed to record the statement of the Investigating Officer as to how many victims/complainants are there in the FIR.*

A copy of the report be also sent to the Registrar Judicial of this Court.

Needless to say that in case for any reason the statements are not recorded on the aforesaid date, the learned Illaqa Magistrate/trial Court shall be at liberty to call the parties on any other date but not later than a week thereafter.

Adjourned to 21.09.2023.

(PANKAJ JAIN)
JUDGE

13.07.2023

Pooja sharma-I