

270.

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

**CRM-M-29222-2016**

Date of decision:24.10.2016

Davinder Singh @ Bunty and another

... Petitioners

versus

State of Punjab and another

.... Respondents

**CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA**

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Present: Mr. Vivek Salathia, Advocate,  
for the petitioners.

Mr. Sultan Singh Gill, DAG, Punjab,  
for respondent No.1.

None for respondent No.2.

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**HARI PAL VERMA, J.**(*Oral*)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.90 dated 30.05.2015 under Sections 420/120-B IPC (Sections 467, 468, 471 IPC added lateron), registered at Police Station C-Division, Amritsar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 16.08.2016 (Annexure P-2).

This Court vide order dated 23.08.2016 had directed the parties to appear before the Illaqa Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Amritsar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 21.10.2016 to the effect that compromise has been effected between parties voluntarily, out of their free will and without any pressure or coercion and the same appears to be genuine one.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Harpreet Singh, but no prejudice would be caused to him as he has already made his statement with regard to the compromise before learned Magistrate on 13.09.2016. The same is reproduced as under:-

“The present F.I.R. was registered on my statement against accused/petitioners Davinder Singh @ Bunty and Sohan Singh, both residents of Bazar Gujjaran Wala, Gali Rehmaju, Bhagatan Wala, District Amritsar. Now, the matter has been compromised with the intervention of the respectables of the locality in the present case. The statement is given by me with free will and without any pressure, threat and coercion.”

Learned State counsel has not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and F.I.R. No.90 dated 30.05.2015 under Sections 420/120-B IPC (Sections 467, 468, 471 IPC added lateron), registered at Police Station C-Division, Amritsar (Annexure P-1) and all

subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 16.08.2016 (Annexure P-2).

**(HARI PAL VERMA)**  
**JUDGE**

24.10.2016  
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Whether speaking/reasoned  
Whether Reportable:

Yes/No.  
Yes/No.