

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

CRM-M-24008-2017 (O&M)
Date of decision: 31.10.2017

Maghar Singh	Versus	...Petitioner
State of Punjab and another		...Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Amandeep Sharma, Advocate for
Mr. Gopal Singh Nahel, Advocate for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

Mr. Ranjit Singh Sidhu, Advocate for respondent No.2.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.205 dated 01.11.2014 under Section 420 IPC, registered at Police Station Sadar Dhuri, District Sangrur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 25.05.2017 (Annexure P-2).

This Court vide order dated 21.08.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court 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, Dhuri and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.10.2017 to the effect that the parties have compromised the matter without any undue coercion or

Respondent No.2, namely, Jasmail Kaur has made her statement with regard to compromise before learned Magistrate on 25.09.2017. The same is reproduced as under:-

“Stated that I have compromised with the accused Maghar Singh son of Kehar Singh, resident of Village Changli, with the help of respectable persons. I have compromised with the accused voluntarily with my free will without any coercion and pressure or any undue influence. I have no objection if the present FIR be quashed against accused Maghar Singh.”

Learned State counsel as well as learned counsel for respondent No.2 have 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.205 dated 01.11.2014 under Section 420 IPC, registered at Police Station Sadar Dhuri, District Sangrur (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 25.05.2017 (Annexure P-2).

October 31, 2017
Divyanshi

(HARI PAL VERMA)
JUDGE