

277.

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

CRM-M-16198-2018

Date of decision:11.10.2018.

LOVEPREET SINGH

... Petitioner

Versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

Mr.Rana Harjasdeep Singh, DAG, Punjab,
for respondent No.1.

None 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.0054 dated 12.03.2018 registered under Sections 457/380 IPC at Police Station Gate Hakima, Amritsar City (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 19.03.2018 (Annexures P-2 & P-3).

This Court vide order dated 20.07.2018 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, Amritsar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 10.10.2018 to the effect that the compromise is genuine and has been effected between the parties without any pressure or undue influence.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Rajan Arora @ Raju Arora, but no prejudice would be caused to him as he has already made his statement with regard to compromise before learned Magistrate on 18.08.2018. The same is reproduced as under:-

“Stated that the FIR no.54 dated 12.3.2018 under section 457, 380 IPC was got registered by me at police station Hakima Gate. Now a compromise has been effected between me and accused Lovepreet Singh S/o Joginder Singh R/o House no.67, Fatahpur Lidra Di Patti, Amritsar with the intervention of respectables for the betterment of the parties and to end the future enmity/conflict between the parties and this compromise is arrived at between the parties with their free will and free consent, without any kind of influence or pressure. I have no objection if the present FIR and subsequent proceedings on the basis of this FIR are quashed.”

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

SCC 303, this petition is allowed and F.I.R. No.0054 dated 12.03.2018 registered under Sections 457/380 IPC at Police Station Gate Hakima, Amritsar City (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise/ affidavit dated 19.03.2018 (Annexures P-2 & P-3).

(HARI PAL VERMA)
JUDGE

11.10.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No