

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

**CRM-M-49493-2017
Date of decision:16.3.2018**

Surinder Pal Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Parveen Kumar Garg, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab
for respondent No.1.

Ms. Amandeep Sibia, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No23 dated 15.3.2016 under Sections 420, 406 of the Indian Penal Code ('IPC' - for short) registered at Police Station City Sunam, District Sangrur on the basis of compromise entered into between the parties.

2. Heard.

3. Both the parties were directed by this Court vide order dated 22.12.2017 to appear before the learned Illaqa Magistrate/trial Court and get their statements recorded and in pursuance thereof, learned Sub-Divisional Judicial Magistrate, Sunam recorded the statements of both the parties and submitted a report dated 29.1.2018. A perusal of the report reveals that the compromise entered into between the parties is voluntary and without any fear, coercion, inducement or threat, relevant part of which reads as under:-

“I am satisfied that compromise arrived at between the parties is voluntarily with free consent. The original statement of counsel for the complainant, statement of complainant, statement of accused as mentioned above are attached herewith.”

Even as on today the parties are not disputing the factum of compromise arrived at between them.

4. No objection has been raised by the learned State counsel and learned counsel for respondent No.2 on a specific query put to them by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case. It is further submitted by learned State counsel that report under Section 173 Criminal Procedure Code ('Cr.P.C.' - for short) has not been submitted till date and the case is at the initial stage.

5. In view of the above, this Court is fully convinced that the offences are entirely personal in nature and did not affect any public peace or tranquillity and thus quashing of FIR in question along with all consequential proceedings on the basis of compromise would bring peace and harmony to secure the ends of justice. Consequently, the aforesaid FIR and all consequential proceedings resulting therefrom are quashed qua petitioner(s).

6. Petition is allowed.

**(MAHABIR SINGH SINDHU)
JUDGE**

16.3.2018
Gaurav Sorot

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| 1. | Whether reportable? | Yes |
| 2. | Whether reasoned / speaking? | Yes |