

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-9776-2019 (O&M)
Date of Decision:-10.5.2019

Gaurav Kumar Gupta

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. G.S.Rawat, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

The petitioner has approached this Court seeking quashing of FIR No.94 dated 22.5.2018 registered at Police Station Division No.6, Jalandhar under Sections 420 and 120-B of Indian Penal Code, 1860 and Section 24 of Immigration Act, 1983 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 1.3.2019, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Jalandhar has been received, wherein it has been reported that statements of

petitioner/accused Gaurav Kumar Gupta and also of complainant Barnabas have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR is quashed.

The learned Judicial Magistrate 1st Class, Jalandhar has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (CrL.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.94 dated 22.5.2018 registered at Police Station Division No.6, Jalandhar under Sections 420 and 120-B of Indian Penal Code, 1860 and Section 24 of Immigration Act, 1983 and all the consequent proceedings arising therefrom are hereby quashed qua petitioner.

10.5.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No