

286.

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

CRM-M-18523-2019

Date of decision: 07.08.2019

JAGROOP SINGH @ JOOPA

... Petitioner

versus

STATE OF PUNJAB AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.104 dated 17.04.2018 registered under Sections 452, 354, 506 of IPC at Police Station City Tarn Tran, District Tarn Taran (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 30.03.2019 (Annexure P-2).

This Court vide order dated 25.04.2019 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 Chief Judicial Magistrate, Tarn Taran and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 21.05.2019 to the effect that the compromise is genuine and has been effected between the parties voluntarily, without any coercion or undue influence.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Sabia but no prejudice would be caused to her as she has already made her statement with regard to compromise before learned Magistrate on 21.05.2019. The same is reproduced as under:-

“Stated that I have compromised the matter in dispute and I have no objection, if the First Information Report is quashed by the Honorable High Court against the accused present in the Court. The only accused arraigned by me in the First Information Report is Jagroop Singh @ Joopa. The compromise has been arrived between us is purely volunteer, without any undue influence and with the intervention of the Panchayat.”

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.104 dated 17.04.2018 registered under Sections 452, 354, 506 of IPC at Police Station City Tarn Tran, District Tarn Taran (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 30.03.2019 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

07.08.2019
sanjeev

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