

302.

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

CRM-M-22811-2019

Date of decision: 13.08.2019

RAVINDER SINGH

... Petitioner

versus

STATE OF PUNJAB AND ANR

.... 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.52 dated 05.03.2018 registered under Sections 323, 342, 354, 506 of IPC at Police Station Jodha, District Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 06.03.2019 (Annexure P-2).

This Court vide order dated 17.05.2019 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 Judicial Magistrate Ist Class, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 09.08.2019 to the effect that the compromise is genuine and has been effected between the parties voluntarily, without any undue influence, pressure or coercion.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Gurmeet Kaur but no prejudice would be caused to her as she has already made her statement with regard to compromise before learned Magistrate on 07.08.2019. The same is reproduced as under:-

“That an FIR no.52 dated 05.03.2018 was registered at PS Jodhan, Ludhiana (Rural) against the accused Ravinder Singh. I am the complainant of the above said FIR. With the intervention of the respectables, I have compromised the matter with the accused voluntarily without any pressure or coercion or any threat. Accused has preferred quashing petition before the Hon'ble Punjab and Haryana High Court. The compromise is genuine. Copy of compromise dated 06.03.2019 the original of which is already filed before the Hon'ble Punjab and Haryana High Court and copy of which is Ex.C1. I have no objection if the case FIR and other consequential proceedings against the accused are quashed. Copy of my Aadhar Card is Ex.C2.”

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.52 dated 05.03.2018 registered under Sections 323, 342, 354, 506 of IPC at Police Station Jodha, District Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 06.03.2019 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

13.08.2019

SANJEEV KUMAR
2019.08.17 09:46
I attest to the accuracy and
integrity of this document

sanjeev

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No