

278.

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

CRM-M-31217-2019

Date of decision: 04.11.2019

AMARDEEP SINGH

... Petitioner

versus

STATE OF HARYANA AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

ASI Mamta Rani.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.54 dated 04.06.2018 registered under Sections 323, 354, 506 of IPC at Women Police Station, Ambala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 14.05.2019 (Annexure P-2).

This Court vide order dated 23.07.2019 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, Ambala and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 16.09.2019 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, Prince but no prejudice would be caused to her as she has already made her statement with regard to compromise before learned Magistrate on 16.09.2019 to the effect that she has compromised with the accused voluntarily, without any coercion or undue influence and has no objection in case the FIR in question is quashed qua the petitioner.

Reply by way of affidavit of Madan Lal, HPS, Deputy Superintendent of Police, Ambala, District Ambala, filed in court today on behalf of respondent No.1, is taken record.

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.54 dated 04.06.2018 registered under Sections 323, 354, 506 of IPC at Women Police Station, Ambala (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 14.05.2019 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

04.11.2019
sanjeev

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