

214 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16000-2020 (O&M)

Date of Decision: 30.07.2020

Sukhwinder Singh @ Sukhi

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Onkar Rai, Advocate,
for the petitioner.

Mr. Prabhjot Singh Walia, A.A.G., Punjab.

Mr. H.S. Saini, Advocate, for the complainant.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

By this petition, quashing of FIR No. 72, dated 14.03.2013, is sought, registered at Police Station Phillaur, District Jalandhar, for the alleged commission of offences punishable under Sections 406 and 420 of the IPC, on the basis of a compromise arrived at between the petitioner (accused) and respondent no. 2, i.e. the complainant.

Vide an order of this court dated 22.06.2020, the parties were directed to appear before the learned trial court to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the report of the learned trial court (Sub-Divisional Judicial Magistrate, Phillaur), dated 22.07.2020, has been received, stating to the effect that the petitioner as also the complainant in the

FIR, i.e. Parwinder Singh Sekhon, appeared before that court and got recorded their statements that they have reached a compromise with each other without any threat or coercion, and that the complainant has no objection if the FIR in question is quashed, with the accused to be discharge/acquitted.

Mr. Saini, learned counsel, appears for the complainant and does not deny the factum of the compromise reached.

In view of the above, in the opinion of this Court, it would be pointless to continue with criminal proceedings, the parties having fully compromised the matter of their own free will.

Consequently, looking at the nature of the allegations against the petitioner, with there being no other criminal case registered against him as per instructions of learned State counsel, the petition is allowed and FIR No. 72 dated 14.03.2013, registered against the petitioner at Police Station Phillaur, District Jalandhar, for the alleged commission of offences punishable under Sections 406 and 420 of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

July 30, 2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.