

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

Sr. No.232

CRM-M-29423-2020

Date of decision: 16.11.2020

Anjali Singh

....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. H.S. Sitta, AAG, Punjab.

Mr. Shivinder Pal Singh, Advocate
for respondents No.2 and 3.

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DEEPAK SIBAL, J. (Oral)

Case taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.43 dated 21.02.2018, registered under Section 420 IPC and Section 75 of the Juvenile Justice (Care and Protection of Children) Act, 2015 at Police Station City Rajpura, District Patiala and all subsequent proceedings arising out of it on the basis of the compromise dated 04.11.2019 (Annexure P-2).

On 24.09.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 07.10.2020 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise between the parties.

As directed, report dated 12.10.2020 from the Judicial Magistrate, Rajpura has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which offences are not heinous; the dispute is of civil nature; the dispute is primarily between private parties; the trial is at the initial stage and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others*, 2007 (3) RCR (Criminal), 1052, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.43 dated 21.02.2018, registered under Section 420 IPC and Section 75 of the Juvenile Justice (Care and Protection of Children) Act, 2015 at Police Station City Rajpura, District Patiala and all proceedings arising therefrom, qua the petitioner.

(DEEPAK SIBAL)
JUDGE

November 16, 2020

Jyoti 1

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No