

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

117

**CRM-28157-2021IN/&
CRM-M-3922-2021**
Date of Decision:10.09.2021

Pushp Raj

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr.Sunny Deep, Advocate
for the petitioner

Mr.RanaHarjasdeep Singh, DAG Punjab

Ms.RidhiBansal, Advocate
for the complainant-respondent No.2

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

CRM-28157-2021

Vide this application, advancement of the date of hearing in the accompanying petition is sought, which otherwise stands adjourned to 30.09.2021, with learned counsel submitting that the applicant-petitioner is to go abroad and though earlier also similar applications had been allowed, however, the turn of the case did not come up even after advancement of the date of hearing, necessitating a fresh application to be filed.

Notice of the application.

Mr.RanaHarjasdeep Singh, DAG Punjab, accepts notice on behalf of respondent-State, at the asking of the Court. Ms.RidhiBansal, Advocate, puts in an appearance on behalf of respondent No.2 and accepts notice. She does object to the application being allowed.

Therefore, especially as Mr.Rana, learned State counsel, submits that he has received the affidavit of Mr.Hemant Kumar, PPS, Deputy Superintendent of Police, City-1, Patiala, stating that there is no other criminal case registered against the petitioner, the application is allowed and the accompanying petition is taken on Board for hearing today.

CRM-M-3922-2021

By this petition, the petitioner seeks quashing, on the basis of a compromise arrived at between the petitioner and respondent No.2, of FIR No.23 dated 01.02.2019, registered at Police Station Civil Lines, District Patiala, for the alleged commission of offences punishable under Sections 452,427,323 and 506 of the IPC, as also all other subsequent proceedings arising therefrom . A copy of the compromise deed dated 09.01.2021 has been annexed as Annexure P-2 with the petition.

Pursuant to the order of this Court dated 29.01.2021, the report of the learned Judicial Magistrate First Class, Patiala, dated 23.02.2021, has been received, stating therein that the complainant in the FIR(respondent No.2), Gurbhai Singh Mann, appeared before that Court and suffered a statement that the matter has now been compromised between him and the petitioner (Pushp Raj) and that he does not wish to pursue the matter. Sub-Inspector Gurbinder Singh is also stated to have suffered a statement before that Court that the petitioner is the only accused in the FIR

inquestion; and as per the assessment of that court, the compromise has been entered into of the free will of the parties without any pressure or coercion.

It has also been stated that there is no other person found to be involved in the alleged commission of the offences, whose consent would be required for quashing the FIR (if this court considers it appropriate to do so).

That being so, also looking at the nature of the offences alleged to have been committed, with the matter having been amicably settled between the parties, the petition is allowed and FIR No.23 dated 01.02.2019, registered at Police Station Civil Lines, District Patiala, for the alleged commission of offences punishable under Sections 452,427,323 and 506 of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

10.09.2021

neenu

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No