

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 121

CRM-M-13186-2018

Date of decision : 20.09.2021

Harpreet Singh Bedi and another

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Jatinderpal Singh, Advocate, for the petitioners.

Mr.J.S.Ghumman, DAG, Punjab.

Mr.Ankush Thakral, Advocate, for respondent No.2/complainant.

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.208 dated 10.12.2017 registered under Sections 365 and 120B IPC at Police Station Sarabha Nagar, District Police Commissionerate, Ludhiana on the basis of a compromise dated 12.03.2018 (Annexure P-2) entered into between the parties.

On 02.04.2018 this Court had directed the parties to appear before the Trial Court/Illaq Magistrate on 24.04.2018 for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report.

As directed, report dated 07.03.2019 from the Chief Judicial Magistrate, Ludhiana 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 and that the same is the result of free volition of the parties and without any undue influence, coercion, inducement, threat or pressure.

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 the trial is at an early stage, the matter having been compromised and that qua two other accused the instant FIR has already been quashed through order of this Court dated 16.09.2021, 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 FIR No.208 dated 10.12.2017 registered under Sections 365 and 120B IPC at Police Station Sarabha Nagar, District Police Commissionerate, Ludhiana and all proceedings arising therefrom qua the petitioners.

20.09.2021
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No