

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

Sr. No.210-2

CRM-M-10572-2020

Date of decision: 19.04.2021

Hardeep Singh and others

....Petitioners

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. M.S. Bajwa, Advocate
for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. J.S. Mahal, Advocate
for respondent No.2.

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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.0034 dated 22.02.2020 registered under Sections 452, 506, 109, 34, 120-B IPC and Sections 25 and 27 of the Arms Act at Police Station Division-C, District Police Commissionerate Amritsar and all subsequent proceedings arising therefrom on the basis of the compromise dated 03.03.2020 (Annexure P-2).

On 24.02.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 08.03.2021 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, if any, between the parties.

As directed, report dated 16.03.2021 from the Judicial Magistrate, Ist Class, Amritsar, 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; no other case is pending against the petitioners and also no proclamation proceedings are pending against 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 the offences are not heinous; investigation 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.0034 dated 22.02.2020 registered under Sections 452, 506, 109, 34, 120-B IPC and Sections 25 and 27 of the Arms Act at Police Station Division-C, District Police Commissionerate Amritsar and all proceedings arising therefrom, qua the petitioners.

(DEEPAK SIBAL)
JUDGE

April 19, 2021
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No