

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

Sr. No.227

CRM-M No.24408 of 2021

DATE OF DECISION: 01.09.2021

Jagroop Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

(Heard through Video-Conferencing)

CORAM:- HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

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

Ms. Samina Dhir, D.A.G., Punjab
for respondent No.1-State.

Mr. B.P.S. Thakur, Advocate
for respondent No.2.

MEENAKSHI I. MEHTA, J. (ORAL)

By way of the instant petition, the petitioner has invoked the jurisdiction of this Court under Section 482 Cr.P.C for seeking the quashing of the FIR bearing No.0155 dated 16.06.2021 registered at Police Station Phillaur, District Jalandhar, under Section 380 IPC as well as all the subsequent proceedings arising therefrom, while averring that the parties have arrived at a compromise qua their dispute leading to the registration of the said FIR.

Bereft of unnecessary details, the allegations, as levelled in the subject FIR, are that the petitioner had stolen some articles, i.e the design glass cutting machines, three glass panels, two cylinders etc. from the farmhouse of the complainant.

Vide the order dated 05.07.2021 passed by the Co-ordinate Bench, the private parties had been directed to appear before the trial Court/Illaq Magistrate on 19.07.2021 for recording their statements in respect of the compromise/settlement. In pursuance of this order, Sub Divisional Judicial Magistrate, Phillaur recorded their (parties') statements and has submitted his report (which is already placed on the file) mentioning therein that the compromise arrived at between the parties is not the result of any pressure or coercion in any manner and the same appears to be genuine, valid and bonafide and that as reported by the SHO concerned, only one accused, i.e the present petitioner, is involved in the said FIR and he has not been declared proclaimed offender and he is also not involved in any other case. The copies of the statements of both the parties have also been annexed with the said report.

I have heard learned counsel for the petitioner as well as learned State counsel and learned counsel for respondent No.2, in the instant petition and have also perused the file thoroughly.

The said compromise has been effected to put the dispute between the parties at rest for all the times to come and the same would promote peaceful, harmonious and cordial relations between them. It being so, there are bleak chances of the conviction of the petitioner and in these circumstances, the continuation of the proceedings in the case arising out of the said FIR would be an exercise in futility.

Keeping in view the above-discussed facts and circumstances as well as the observations as made by the Apex Court in **Gian Singh vs.**

State of Punjab and another (2012) 4 RCR (Criminal) 543, the FIR bearing No.0155 dated 16.06.2021 registered at Police Station Phillaur, District Jalandhar, under Section 380 IPC as well as all the subsequent proceedings arising therefrom (if any) are hereby quashed.

The petition in hand stands allowed accordingly.

September 01, 2021
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned:

Yes

Whether reportable:

No