

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

(252)

CRM-M-26479 of 2021 (O&M)

Date of Decision : 12.10.2021

Gurwinder Singh @ Guri

.... Petitioner

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Prabhdeep Singh Toor, Advocate
for the petitioner.
Mr. Sarabjit Singh Cheema, AAG, Punjab.
Mr. Veerdevinder Singh Skhon, Advocate
for the complainant.

HARINDER SINGH SIDHU, J.

Petitioner has filed this petition under Section 482 Cr.P.C for quashing of FIR No.0164 dated 09.12.2019, registered under Sections 420 IPC and under Section 24 of Immigration Act at Police Station Doraha, District Ludhiana and subsequent proceedings arising therefrom on the basis of compromise (Annexure P-3).

Notice of motion was issued. Vide order dated 13.07.2021, the parties were directed to appear before concerned trial Court/ Illaqa Magistrate on 26.07.2021 for getting their statements recorded and the trial Court was to send its report regarding the genuineness of the compromise.

A report dated 11.10.2021 of learned Sub Divisional Judicial Magistrate has been received. As per the report, the parties had appeared before Sub Divisional Judicial Magistrate and got their statements recorded

regarding compromise. Learned Magistrate has stated that she is of the considered view that the compromise arrived at between the parties is genuine, voluntary and without any threat or coercion.

In view thereof, the present petition is allowed. FIR No.0164 dated 09.12.2019, registered under Sections 420 IPC and under Section 24 of Immigration Act at Police Station Doraha, District Ludhiana along with all subsequent proceedings arising therefrom, are hereby quashed, qua the petitioner.

The FIR in this case was registered on 09.12.2019. The parties entered into compromise about one year and five months thereafter, i.e. 05.05.2021. During this period, the investigation has been completed by the State; challan has been filed.

Therefore, this shall be subject to deposit of an amount of Rs.20,000/- by the petitioner with the Central Shaheed Ajit Singh Police Welfare Fund Office of DGP, Punjab, Chandigarh Welfare Branch, CPO Punjab.

(HARINDER SINGH SIDHU)
JUDGE

12.10.2021
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No