

CRM-M-28077-2021

Date of Decision: 21.12.2021

Kulwinder Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. L.S. Lakhanpal, Advocate,
for the petitioner.

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

Mr. Gursharan Singh, Advocate,
for respondent no. 2.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, the petitioner seeks quashing, on the basis of a compromise arrived at between him and respondent no. 2, of FIR no. 63, dated 07.05.2019, registered at Police Station Bullowal, District Hoshiarpur, for the alleged commission of offences punishable under the provisions of Sections 406/420 of the IPC and Section 24 of the Immigration Act, 1924, as also all other subsequent proceedings arising therefrom. A copy of the compromise deed has been annexed as Annexure P-2 with the petition.

Pursuant to the order dated 22.07.2021, the report of the learned JMIC Hoshiarpur, dated 23.09.2021, has been received, stating to the effect that respondent no. 2, i.e. the complainant in the FIR, got recorded a statement before that court, as did the petitioner (accused), (with the said statements having been annexed with the report).

A perusal of the statement of respondent no. 2 (dated 01.09.2021) before that court, shows that he stated that he has compromised the matter with the petitioner of his own free will, with the statement of the petitioner made on the same date also being to the same effect.

As per the report, the DSP Hoshiarpur has stated on affidavit before that court that there was only one person aggrieved of the dispute, i.e. respondent no. 2, and only one accused in the matter, i.e. the petitioner.

That being so, also looking at the nature of offences involved, with the matter having been amicably settled between the parties, the petition is allowed and FIR no. 63, dated 07.05.2019, registered at Police Station Bullowal, District Hoshiarpur, for the alleged commission of offences punishable under the provisions of Sections 406/420 of the IPC and Section 24 of the Immigration Act, 1924, as also all other subsequent proceedings arising therefrom, are hereby quashed.

December 21, 2021
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.