

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

CRM-M-32841-2021 (O&M)

Date of Decision: 14.12.2021

Rahul

...Petitioner

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Sharad Mehra, Advocate, for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking quashing of FIR No.08 dated 22.01.2021 registered against him at Police Station Division-D, Amritsar, under Sections 379-B/411/34 IPC and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 16.08.2021, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate Ist Class, Amritsar, has been received, wherein it has been reported that the statements of accused/petitioner, namely, Rahul and also of complainant Jaiaditya Wadhawan have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Jaiaditya Wadhawan in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, Amritsar, has specifically opined that the parties have entered into compromise voluntarily, out of free will of the complainant and without any inducement or pressure from the petitioner/accused.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.08 dated 22.01.2021 registered at Police Station Division-D, Amritsar, under Sections 379-B/411/34 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua petitioner.

14.12.2021
Vimal

(GURVINDER SINGH GILL)
JUDGE

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