

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

**CRM-M No.34331 of 2021 (O&M)**

**Date of Decision: 16.09.2021**

Harinder Singh and Another

..... Petitioners

V/s.

State of Punjab and Another

..... Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. Pritpal Singh Miglani, Advocate  
for the petitioners.

Mr. J.S. Ghumman, DAG, Punjab.

\*\*\*

**Deepak Sibal, J. (Oral)**

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.208 dated 10.12.2017 registered under Sections 365, 120-B, 384, 363, IPC, at Police Station Sarabha Nagar, District Ludhiana, on the basis of a compromise entered into between the parties.

On 25.08.2021, this Court had directed the parties to appear before the Trial Court/ Illaqa Magistrate to get recorded their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the number of persons arrayed as accused in FIR; whether any accused is proclaimed offender; whether the compromise is genuine, voluntary and without any coercion or undue influence and that whether the accused

persons are involved in any other FIR or not. The Trial Court was further directed to record the statement of the Investigating Officer as to how many victims/ complainants are there in the FIR.

As directed, report dated 02.09.2021 from the Chief Judicial Magistrate, Ludhiana has been received, as per which the compromise effected between the parties, is genuine and no PO proceedings are pending against any of the party.

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 matter is at the early stage of trial 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 FIR No.208 dated 10.12.2017 under Sections 365, 384, 363, 120-B, IPC, registered at Police Station Sarabha Nagar, District Ludhiana and all proceedings arising therefrom, qua the petitioners.

**16<sup>th</sup> September, 2021**

Sonia Puri

**(DEEPAK SIBAL)  
JUDGE**

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