

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

Sr. No. 209(2)

CRM-M No. 32636 of 2020

Date of decision : 07.09.2021

Vatan Arora

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Manuj Nagrath, Advocate for the petitioner.

Mr. Jagmohan S. Ghumman, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.272 dated 31.12.2019 registered under Section 420 IPC, Section 24 of the Immigration Act and Section 13 of the Passport Act, 1967 at Police Station Division No.2, District Police Commissionerate, Ludhiana on the basis of a compromise dated 07.10.2020 (Annexure P-2) entered into between the parties.

On 14.10.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 09.11.2020 for recording of 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 veracity of the compromise between the parties as also to apprise this Court whether any of the accused was declared proclaimed offender.

As directed, report dated 01.09.2021 from the Judicial Magistrate First Class, Ludhiana has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and that no proclamation proceedings are pending against the petitioner.

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 offences are compoundable 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.272 dated 31.12.2019 registered under Section 420 IPC, Section 24 of the Immigration Act and Section 13 of the Passport Act, 1967 at Police Station Division No.2, District Police Commissionerate, Ludhiana and all proceedings arising therefrom qua the petitioner.

07.09.2021

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No