

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

230-1

**CRM-M-38540-2019
Decided on : 12.11.2021**

Inderjit Singh

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. G.S. Saini, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Gulzar Mohammad, Advocate
for respondent No.2-complainant.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 57, dated 02.04.2011, lodged under Sections 406, 498-A, 313, 341 of IPC, registered at Police Station Sarabha Nagar, Ludhiana (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise dated 29.05.2019 (Annexure P-2).

Vide order dated 05th December, 2019, of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 20th December, 2019, to get their statements recorded in terms of order dated 12th September, 2019, regarding the compromise arrived at, between them.

Report has since been received from the learned ASJ, Ludhiana, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected

between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioners is quashed. The trial Court has annexed the photocopies of the statements of the parties along with its report.

Learned State counsel too submits that there is no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned ASJ, Ludhiana, and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

November 12, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*