

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

(Sr. No. 241)

CRM-M No. 4750 of 2021

Date of decision : 08.02.2022

Baljit Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Vikas Bali, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. B. K. Majoka, Advocate for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.321 dated 15.11.2013 registered under Sections 420 and 177 IPC at Police Station City Nakodar, district Jalandhar on the basis of a written compromise dated 01.12.2020 (Annexure P-2).

On 24.02.2021, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 19.03.2021 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 other proceedings are pending against any of the accused.

As directed, report dated 16.03.2021 from the Sub Divisional Judicial Magistrate, Nakodar 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 other criminal case is 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; the trial is at the initial stage 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. 321 dated 15.11.2013 registered under Sections 420 and 177 IPC at Police Station City Nakodar, district Jalandhar and all proceedings arising therefrom qua the petitioner.

08.02.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No