

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

Sr. No.243

CRM-M-4139-2020

Date of decision: 15.03.2022

Gurpreet Singh @ Baggi

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Harjinder Singh, Advocate for
Mr. A.S. Khinda, Advocate
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.122 dated 18.09.2016, registered under Sections 354B and 506 IPC at Police Station Sadar Kapurthala, District Kapurthala and all subsequent proceedings arising out of it on the basis of a written compromise dated 07.01.2020 (Annexure P-2).

On 30.01.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there any other case pending against them.

As directed, report dated 06.02.2020 from the Additional Chief Judicial, Magistrate, Kapurthala 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 no P.O. 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 parties belong to the same village 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 the FIR No.122 dated 18.09.2016, registered under Sections 354B and 506 IPC at Police Station Sadar Kapurthala, District Kapurthala and all proceedings arising therefrom, qua the petitioner.

March 15, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No