

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

CRM-M-4859-2020

Date of Decision:-24.05.2022

HARJEET SINGH @ RANJEET SINGH AND OTHERS

... Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Parshotam Lal Singla, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Ropan Ghai, Advocate
for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Present petition is for quashing of FIR No.156 dated 25.7.2016 registered under Sections 406, 420, 120-B IPC at Police Station Phillaur, District Jalandhar (Rural) on the basis of compromise (Annexure P-4) along with other consequential proceedings arising thereto.

The above stated FIR was registered on the basis of the statement recorded by respondent No.2 against the petitioners.

All the petitioners are presently residing in Australia.

On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate Ist Class, Phillaur along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

It is pertinent to note that the petitioners being resident of Australia got recorded their statements before the Court of Judicial Magistrate Ist Class, Phillaur through video conferencing, admitting the fact of compromise.

I have heard learned counsel for the parties

Learned counsel for the parties are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question.

For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, this petition is allowed and FIR No.156 dated 25.7.2016 registered under Sections 406, 420, 120-B IPC at Police Station Phillaur, District Jalandhar (Rural) on the basis of compromise (Annexure P-4) and all the subsequent proceedings thereof are hereby quashed qua the petitioners.

(**KARAMJIT SINGH**)
JUDGE

24.05.2022
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No