

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

(Sr. No. 284)

CRM-M No.11840 of 2022

Date of decision : 17.05.2022

Manjinder Singh @ Pinku

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Vikasdeep Singh, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Vikas Gupta, 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.05 dated 21.01.2020 registered under Sections 354-A and 506 IPC (Section 354 IPC added later on) at Police Station Kabirpur (Ahlikalan), district Kapurthala on the basis of a written compromise (Annexure P-2).

On 21.03.2022, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 31.03.2022 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 P.O. proceedings are pending against any of the accused.

As directed, report dated 30.04.2022 from the Judicial Magistrate First Class, Sultanpur Lodhi 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 not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by a 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.05 dated 21.01.2020 registered under Sections 354-A and 506 IPC (Section 354 IPC added later on) at Police Station Kabirpur (Ahlikalan), district Kapurthala and all proceedings arising therefrom qua the petitioner.

17.05.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No