

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

(Sr. No. 280)

CRM-M No. 16512 of 2021

Date of decision : 12.10.2022

Tejinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Angel Walia, Advocate for the petitioner.

Mr. Vinay K. Gupta, AAG, Punjab.

Mr. Saurabh Arora, Advocate for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Status report has been filed on behalf of the State today in the Court, which is ordered to be taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 330 dated 15.10.2020 registered under Sections 363 and 366 IPC at Police Station Beas, district Amritsar and all proceedings arising therefrom qua the petitioner, on the basis of a written compromise (Annexure P-3).

On 25.05.2022, 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, 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 04.08.2022 from the Judicial Magistrate First Class, Amritsar 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 submits that after investigation the police has found no truth in the allegations made in the impugned FIR and has accordingly prepared a report seeking cancellation thereof. He has also raised no objection if the present petition is allowed.

In view of the above and because after investigation the State has found no truth in the impugned FIR and has accordingly prepared a report seeking cancellation thereof, 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 the Supreme Court in ***Narinder Singh & Ors. Vs. State of Punjab & Anr. (2014) 6 SCC 466***, this Court deems it just and proper to allow the petition and resultantly quash FIR No. 330 dated 15.10.2020 registered under Sections 363 and 366 IPC at Police Station Beas, district Amritsar and all proceedings arising therefrom qua the petitioner.

12.10.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No