

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

Sr. No.279

CRM-M-19245-2022

Date of decision: 13.09.2022

Satish Kumar

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. B.S. Sidhu, Advocate
for the petitioner.

Ms. Himani Arora, AAG, Punjab.

Mr. Manna Singh, Advocate for
Mr. Rajesh Bansal, 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.141 dated 09.12.2006 registered under Sections 452 and 354 IPC at Police Station Islamabad, District Amritsar and all subsequent proceedings arising out of it on the basis of a compromise deed dated 25.02.2020 (AnnexureP-2).

On 07.05.2022 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 18.05.2022 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 is any other case pending against them and his/their status of being proclaimed offender/person.

As directed, report dated 16.06.2022 from the Judicial Magistrate, Ist 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 the police has already presented the cancellation report before the competent Court.

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 the Supreme Court in **Narinder Singh vs. State of Punjab, (2014) 6 SCC 466**, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.141 dated 09.12.2006 registered under Sections 452 and 354 IPC at Police Station Islamabad, District Amritsar and all proceedings arising therefrom, qua the petitioner.

September 13, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No