

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

(Sr. No. 204)

CRM-M-35746 of 2020 (O&M)

Date of decision : 07.05.2022

Balwinder Singh @ Buntty

.....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.

None 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.0088 dated 07.06.2020 registered under Sections 363 and 366-A IPC at Police Station Bassi Pathana, district Fatehgarh Sahib on the basis of a written compromise dated 12.06.2020 (Annexure P-2).

On 20.04.2021, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court upto 03.05.2021 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 any other person is involved in the occurrence.

As directed, report dated 29.04.2021 from the Addl. District & Sessions Judge, Fatehgarh Sahib 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 other person is involved in the occurrence.

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.0088 dated 07.06.2020 registered under Sections 363 and 366-A IPC at Police Station Bassi Pathana, district Fatehgarh Sahib and all proceedings arising therefrom qua the petitioner.

07.05.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No