

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

(Sr. No. 267)

CRM-M No. 32291 of 2019

Date of decision : 31.10.2022

Gagandeep Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. J.S. Thakur, Advocate for the petitioners.

Ms. Himani Arora, AAG, Punjab.

None for respondents No.2 to 5.

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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.54 dated 07.06.2019 registered under Sections 354 and 34 IPC at Police Station Sadar Phagwara, district Kapurthala and all proceedings arising therefrom qua the petitioner, on the basis of a written compromise (Annexure P-2).

On 17.10.2019, 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 if there is any other aggrieved party except respondents No.2 to 5.

As directed, report dated 09.12.2019 from the Judicial Magistrate First Class, Phagwara 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 there is no other aggrieved party except the private respondents.

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 & 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.54 dated 07.06.2019 registered under Sections 354 and 34 IPC at Police Station Sadar Phagwara, district Kapurthala and all proceedings arising therefrom qua the petitioners.

31.10.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No