

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

Sr. No.214

CRM-M-150-2022

Date of decision : 25.2.2022

Lakhvir Singh and others

.....Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Bikram Singh, Advocate, for the petitioners

Mr.Sourav Khurana, DAG, Punjab

Mr.Vinay Puri, Advocate for respondent No.2-complainant

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.11 dated 23.1.2017 registered under Sections 420, 120-B IPC at Police Station Moga City, District Moga on the basis of a written compromise dated 12.11.2021 (Annexure P-2) entered into between the parties.

On 6.1.2022 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 20.1.2022 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 genuineness of the compromise as to whether the compromise has been effected between the parties without any undue influence or coercion.

As directed, report dated 21.1.2022 from the Court of Chief Judicial Magistrate, Moga, 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 such compromise is without any undue influence or coercion.

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 offences are compoundable and the trial is at the initial stage as also the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the 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.11 dated 23.1.2017 registered under Sections 420, 120-B IPC at Police Station Moga City, District Moga and all proceedings arising therefrom qua the petitioners.

25.2.2022
gsv

[DEEPAK SIBAL]
JUDGE

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