

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

CRM-M No.5430 of 2020
Date of decision: 2nd March, 2023

Vishal Bhalla & another

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kanwardeep S. Sodhi, Advocate for the petitioners.

Mr. Amit Rana, Sr. Deputy Advocate General, Punjab
for respondent No.1/State.

Mr. M.S. Sidhu, Advocate for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.0163 dated 13.10.2017 (Annexure P-1) under Sections 406, 420, 506, 120-B IPC (Sections 467, 468, 471 IPC added later on) registered at Police Station Sarabha Nagar, District Ludhiana along with all consequential proceedings arising therefrom on the basis of compromise dated 26.08.2019 (Annexure P-2) effected between the parties.

Vide order dated 19.12.2022 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 12.01.2023 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Chief Judicial Magistrate, Ludhiana, in pursuance of the direction of this Court,

wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR qua the accused-petitioners is quashed.

The trial Court has annexed a copy of the statements of the parties, alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Chief Judicial Magistrate, Ludhiana and the principles laid down by the Apex Court in '**Gian Singh Vs. State of Punjab and others**' (2012) 10 SCC 303, and also by the Full Bench of this Court in '**Kulwinder Singh and others v. State of Punjab and another**' 2007 (3) RCR (Criminal) 1052, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say, the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

March 2, 2023
rps

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