

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

279

CRM-M-14471-2021

Date of Decision:09.03.2023

Amritpal Singh and Another

.....Petitioners

Vs.

State of Punjab and Another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vikas Gupta, Advocate for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Vikasdeep Singh, Advocate for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.316 dated 08.10.2020 registered under Sections 323, 324, 506 & 326 (added later on) of the Indian Penal Code, 1860 registered at Police Station Goindwal Sahib, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 22.03.2021 as (Annexure P-2).

This Court vide order dated 31.03.2021 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before Learned Sub Divisional Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 11.05.2021 to the effect

that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.316 dated 08.10.2020 registered under Sections 323, 324, 506 & 326 (added later on) of the Indian Penal Code, 1860 registered at Police Station Goindwal Sahib, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 22.03.2021 as (Annexure P-2), are quashed.

March 09, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No