

CRM-M-17754-2022 (O&M)

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

**CRM-M-17754-2022 (O&M)
Date of Decision: March 01, 2023**

Bachittar Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Balbir Singh Jaswal, Advocate for the petitioner.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Ankit Bhardwaj, Advocate for respondent Nos.2 and 3.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.44 dated 28.02.2014, registered under Sections 379, 427, 447, 506, 148 and 149 of IPC at Police Station Beas, District Amritsar (Rural) and all subsequent proceedings arising therefrom qua the petitioner on the basis of compromise deed dated 20.12.2021 (Annexures P-2).

This Court vide order dated 28.04.2022 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate 1st Class, Baba Bakala Sahib and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 21.05.2022 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

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Respondent No.2-complainant, namely, Sarabjit Singh and respondent No.3, namely Harjinder Singh had made their statements with regard to compromise before learned Magistrate on 11.05.2022.

Learned State counsel as well as learned counsel for respondent Nos.2 and 3 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.44 dated 28.02.2014, registered under Sections 379, 427, 447, 506, 148 and 149 of IPC at Police Station Beas, District Amritsar (Rural) and all subsequent proceedings arising therefrom qua the petitioner on the basis of compromise deed dated 20.12.2021 (Annexures P-2), are quashed.

March 01, 2023
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(DEEPAK GUPTA)
JUDGE

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