

[238] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17667-2022
Date of Decision :15.12.2023

Vikramjit Singh @ Vicky and others ...Petitioners

versus

State of Punjab and anotherRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Amandeep Singh, Advocate for the petitioners.
Mr. Parneet Singh Pandher, AAG, Punjab.
Mr. Ankit Kharbanda, Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] At the outset, learned counsel for the petitioners states that petitioner No.3 namely 'Sukhpreet Singh @ Sukha' has expired, therefore, he does not press the instant petition qua petitioner No.3.

[2] In view of the statement of learned counsel for the petitioners, the present petition qua petitioner No.3 is dismissed.

[3] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.77 dated 05.04.2022, registered under Sections 364 and 120-B of IPC, 1860 and Section 25 of Arms Act, 1959 at Police Station Sarabha Nagar, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise.

[4] This Court vide order dated 20.05.2022 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 report qua the genuineness of the compromise.

[5] Pursuant to the aforesaid order, parties have appeared before learned Chief Judicial Magistrate, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 02.09.2022 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[6] Statement of Respondent No.2-complainant, namely, Chandan Singh, with regard to compromise was recorded before learned Magistrate on 02.09.2022.

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

[8] 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.77 dated 05.04.2022, registered under Sections 364 and 120-B of IPC, 1860 and Section 25 of Arms Act, 1959 at Police Station Sarabha Nagar, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

15.12.2023