

CRM-M-44317-2018

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

CRM-M-44317-2018

Date of Decision: March 01, 2023

Mulakh Raj and others

...Petitioners

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.S. Dhaliwal, Advocate for
Mr. Amandeep Sibia, Advocate for the petitioner.
Mr. Parneet Singh Pandher, AAG, Punjab.

None 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.197, dated 24.10.2016, registered under Sections 448, 380, 201 and 34 of IPC at Police Station Bhargo Camp, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise dated 06.09.2018 (Annexure P-2).

This Court vide order dated 08.10.2018 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, Jalandhar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 20.10.2018 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

CRM-M-44317-2018

Respondent No.2-complainant, namely, Parminder Kaur was recorded with regard to compromise before learned Magistrate on 31.10.2018.

Learned State counsel has not disputed the factum of compromise effected 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.197, dated 24.10.2016, registered under Sections 448, 380, 201 and 34 of IPC at Police Station Bhargo Camp, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise dated 06.09.2018 (Annexure P-2), are hereby quashed.

March 01, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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