

Neutral Citation No. 2023:PHHC:050679
CRM-M-28651-2021
251 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28651-2021
Date of Decision: April 12, 2023

Kamaljeet Kaur @ Minkoo and another **...Petitioners**

Versus

State of Punjab and another **...Respondents**

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Prashant Vashisth, Advocate for the petitioners.

Mr. Gurpreet Singh Shergill, AAG, Punjab.

Mr. Brijesh Nandan, Advocate for

Mr. Sqib Ali Khan, Advocate for respondent No.2.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.139 dated 20.09.2019, registered under Sections 420, 120-B of IPC and Section 24 of Immigration Act, at Police Station Sadar Ludhiana, District Ludhiana and all the subsequent proceedings arising therefrom qua the petitioners on the basis of compromise.

This Court vide order dated 23.07.2021 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, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 25.08.2021 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, namely, Manjeet Kaur had made statement with regard to compromise before learned Magistrate on 18.08.2021.

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.139 dated 20.09.2019, registered under Sections 420, 120-B of IPC and Section 24 of Immigration Act, at Police Station Sadar Ludhiana, District Ludhiana and all the subsequent proceedings arising therefrom qua the petitioners on the basis of compromise, are hereby quashed.

April 12, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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