

CRM-M-25728-2023

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

CRM-M-25728-2023

Date of decision: 28.11.2023

SUKHJINDER SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Kuldeep Singh, Advocate for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0162 dated 31.08.2022, registered under Sections 420/406 of IPC at Police Station City Jagraon, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 01.02.2023 (Annexure P-2).

2. Mr. S.K. Sandhir, Advocate has put in appearance on behalf of respondent No.2 and filed his power of attorney which is taken on record.

3. This Court vide order dated 05.09.2023, 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.

4. Pursuant to the aforesaid order, parties have appeared before learned Sub Divisional Judicial Magistrate, Jagraon and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 31.10.2023 to the effect that the compromise has been

effected between the parties is voluntarily and without any coercion or undue influence.

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

6. 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.0162 dated 31.08.2022, registered under Sections 420/406 of IPC at Police Station City Jagraon, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

November 28, 2023
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(DEEPAK GUPTA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |