

S. No.245

2023:PHHC:051591

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

CRM-M-32799 of 2022

Date of Decision:13.04.2023

Maninderpal Singh and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. A.P. Singh, Advocate for the petitioners.

Mr. G.S. Shergill, AAG, Punjab.

Mr. Saransh Sabharwal, Advocate for respondent
No.2 - complainant.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.0014 dated 16.02.2022 registered under Sections 148/149/307/323/324/427 IPC at Police Station Sadar Raikot, District Ludhiana, Punjab and all subsequent proceedings arising therefrom on the basis of compromise dated 29.04.2022 (Annexure P-2).

This Court vide order dated 17.01.2023 and 01.03.2023 had directed the parties to appear before the Area Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Jagraon and got their statements recorded. On the basis of the statements so recorded, learned

Magistrate has submitted report dated 06.03.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

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 FIR No.0014 dated 16.02.2022 registered under Sections 148/149/307/323/324/427 IPC at Police Station Sadar Raikot, District Ludhiana, Punjab and all subsequent proceedings arising therefrom on the basis of compromise dated 29.04.2022 (Annexure P-2), are quashed.

April 13, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No