

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

CRM-M-27399-2023

Date of Decision :16.12.2023

Jagdish Kumar and another ...Petitioners
versus

State of Punjab and anotherRespondents

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

Present : Ms. Bhavi Kapur, Advocate for the petitioners.

Mr. M.S. Nagra, Asstt. AG, Punjab.

Mr. D.S. Sidhu, Advocate for Mr. Vikas Bali, Advocate
for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.74 dated 06.07.2022, registered under Sections 420 of IPC, 1860 and 63 of Copyright Act, 1957 at Police Station Shimlapuri, District Police Commissionerate Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise.

[2] This Court vide order dated 23.08.2023 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 report *qua* the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate, Ist Class, Ludhiana, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 09.10.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or

[4] Statement of Respondent No.2-complainant, namely, Sumit Aggarwal, with regard to compromise was recorded before learned Magistrate on 07.10.2023.

[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.74 dated 06.07.2022, registered under Sections 420 of IPC, 1860 and 63 of Copyright Act, 1957 at Police Station Shimlapuri, District Police Commissionerate Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise *qua* petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

16.12.2023
'Rajneesh'

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