

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

267

2023:PHHC:105139

CRM-M-30247-2022

Date of decision: August 16th, 2023

Gurpreet Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Lovish Arora, Advocate
for the petitioner.

Mr. Subhash Godara, Additional Advocate General,
Punjab.

Mr. Sahibjeet Singh Sandhu, Advocate
for Mr. S.S. Swaich, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking quashing of FIR No.294 dated 16.10.2020 (Annexure P-1) under Sections 406 and 420 of the IPC registered at Police Station Civil Lines Patiala along with all subsequent proceedings arising therefrom.

Vide order dated 15.07.2022 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate Ist Class, Patiala, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise

has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioner is quashed.

The trial Court has annexed the copies of statements of the parties along with its report.

Learned State counsel too submits that there are no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Judicial Magistrate Ist Class, Patiala, and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

August 16th, 2023

Puneet

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No