

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

283

CRM-M-31587-2022
Date of Decision:18.07.2023

Sanvir SinghPetitioner
Vs.
State of Punjab and OthersRespondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. J.S. Dadwal, Advocate
for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Sanjeev Kumar Bansal, Advocate for
respondent Nos.2 to 5.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.170 dated 12.11.2021 registered under Sections 279, 337, 338 of the IPC (Section 304-A of the IPC added vide DDR No.15 dated 08.03.2022 and deleted vide GD No.20 dated 18.03.2020) registered at Police Station Garhshankar, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 14.05.2022 (Annexure P-3).

This Court vide order dated 10.04.2023 had directed the parties to appear before the trial Court 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 1st Class and got their statements recorded. On

the basis of the statements so recorded, Learned Magistrate has submitted report dated 01.05.2023 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 Nos.2 to 5 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.170 dated 12.11.2021 registered under Sections 279, 337, 338 of the IPC (Section 304-A of the IPC added vide DDR No.15 dated 08.03.2022 and deleted vide GD No.20 dated 18.03.2020) registered at Police Station Garhshankar, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 14.05.2022 (Annexure P-3), are quashed qua the petitioner.

July 18, 2023

Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No