

2023:PHHC:126312

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-31945-2022
Date of decision:25.09.2023

Sukhdeep Singh Sandhu

... Petitioner

Vs.

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA.

Present:- Mr. Sunil Kumar Rana, Advocate for the petitioner.
Mr. P.K. Aggarwal, DAG, Haryana.
Mr. Shivdeep, Advocate for
Ms. Manpreet Kaur, Advocate for respondent No.2.

DEEPAK GUPTA J. (ORAL).

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.152 dated 20.08.2020 registered under Sections 406, 420, 506 and Section 24 of the Immigration Act at Police Station Nigdhu, District Karnal along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2).

This Court vide order dated 25.07.2022 had directed the parties to appear before the trial Court/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, Karnal, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 17.07.2023 to the effect that there are two accused persons namely Sukhdeep Singh Sandhu son of Gurdev Singh and another is Sukhdeep Singh son of Surjit Singh and accused Sukhdeep Singh son of Surjit Singh has not been arrested yet in this case and none of the accused has been declared proclaimed offender. Accused namely Sukhdeep Singh Sandhu son of Gurdev Singh (petitioner herein) had appeared and compromised the matter with complainant

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 F.I.R. No.152 dated 20.08.2020 registered under Sections 406, 420, 506 and Section 24 of the Immigration Act at Police Station Nigdhu, District Karnal along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2), are quashed.

(DEEPAK GUPTA)
JUDGE

25.09.2023
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Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No