

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

CRM-M No.30489 of 2020
Date of decision: 8th May, 2023

Harshdeep Singh @ Harsh @ Arshdeep Singh

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sarbjit Singh, Advocate for the petitioner.

Mr. Jaiteshwar S. Bhandari, AAG Punjab
for respondent No.1/State.

Mr. Gurjinder S. Thind, Advocate for respondent No.2 & 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.153 dated 23.08.2018 (Annexure P-1) under Sections 379-B/411 IPC registered at Police Station Beas, District Amritsar Rural along with all consequential proceedings arising therefrom on the basis of compromise and affidavit dated 13.06.2019 (Annexures P-2 and P-3 respectively) effected between the parties.

Vide order dated 21.01.2021 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 Sub Divisional Judicial Magistrate, Baba Bakala Sahib, in pursuance of the direction 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 he would have no objection if the FIR qua the accused-petitioner is quashed.

The trial Court has annexed copy of the statements of the parties, alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioner and respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

In view of the report of the learned Sub Divisional Judicial Magistrate, Baba Bakala Sahib 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 v. 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.

(MANJARI NEHRU KAUL)
JUDGE

May 8, 2023
rps

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