

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

CRM-M-41099-2022

Date of Decision:-**21.02.2023**

Sukhjit Singh Neela

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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

Mr. C.L. Pawar, D.A.G., Punjab.

Mr. Sauman Singh Gill, Advocate
for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Present petition is for quashing of FIR No.07 dated 17.01.2021, registered under Sections 447, 434, 427, 506 of IPC at Police Station Adampur, District Jalandhar Rural on the basis of compromise dated 17.05.2022 (Annexure P-2) along with other consequential proceedings arising thereto.

The abovesaid FIR was registered on the statement of complainant/respondent No.2-Surinder Kaur Parmar against the petitioner.

On notice of motion, respondent No.2 appeared in the Court through her counsel and pleaded that she has no objection if the FIR in

this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate Ist Class, Jalandhar along with statements of the parties has been received, in which, it is mentioned that the compromise effected between the parties is with their free will and without any kind of pressure, threat or undue influence.

I have heard learned counsel for the parties

Learned counsel for the parties are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is with their free will and without any kind of pressure, threat or undue influence.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question. Further as the matter has been compromised, the continuation of the proceedings would amount to abuse of the process of the Court.

For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, this petition is allowed and FIR No.07 dated 17.01.2021, registered under Sections 447, 434, 427, 506 of IPC at Police Station Adampur, District Jalandhar Rural on the basis of compromise dated 17.05.2022 (Annexure P-2) and all the subsequent proceedings thereof are hereby quashed qua the petitioner.

21.02.2023
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(KARAMJIT SINGH)
JUDGE

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