

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.288

CRM-M No.40942 of 2023

Date of Decision: 16.11.2023

Tejinder Singh @ Teji

.....Petitioner

Vs.

State of Punjab & anr.

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Kanwar Inder Singh, Advocate,
for the petitioner.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Vikramjeet Singh, 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.238 dated 24.08.2022, registered under Sections 406, 420, 467, 468, 471 and 120-B of IPC at Police Station Tripuri, Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 01.08.2023.

This Court vide order dated 21.08.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate 1st Class, Patiala and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.10.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Statement of respondent No.2-complainant, namely, Vikramjeet Singh Mann with regard to compromise was recorded before learned Magistrate on 14.09.2023.

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.238 dated 24.08.2022, registered under Sections 406, 420, 467, 468, 471 and 120-B of IPC at Police Station Tripuri, Patiala and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

16.11.2023

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(DEEPAK GUPTA)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No