

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

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CRM-M-48015-2022

Date of Decision: 23.02.2023

Karandeep Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Rashika Bansal, Advocate for
Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Nimish Gautam, Advocate for
Mr. Bhim Singh, Advocate for
respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.128 dated 25.10.2010 registered under Sections 452, 427, 506, 34 of the Indian Penal Code, 1860 registered at Police Station Qadian, Police District Batala, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 29.09.2022 as (Annexure P-2).

This Court vide order dated 17.10.2022 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 12.12.2022 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 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.128 dated 25.10.2010 registered under Sections 452, 427, 506, 34 of the Indian Penal Code, 1860 registered at Police Station Qadian, Police District Batala, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 29.09.2022 as (Annexure P-2), are quashed.

February 23, 2023

Neetika Tuteja

**(DEEPAK GUPTA)
JUDGE**

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No