

Date of decision: 04.12.2023

...PETITIONERS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

Present: Mr. Amit Dhawan, Advocate for the petitioners.

Mr. Harsimranjit Singh, Advocate for

Mr. Abhimanyu Vinayak, 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.28 dated 19.02.2020, registered under Sections 420, 120-B of IPC at Police Station Navi Baradari, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise dated 10.01.2023 (Annexure P-2).

This Court vide order dated 14.09.2023 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 Ist Class, Jalandhar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 29.11.2023 to the effect that the compromise has been effected between the parties is genuine, 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.28 dated 19.02.2020, registered under Sections 420, 120-B of IPC at Police Station Navi Baradari, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

December 04, 2023
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(DEEPAK GUPTA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |