

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

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CRM-M-52634-2021

Date of Decision:15.02.2023

Tejinder Pal Singh @ Channi and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- None for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

None 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.34 dated 18.07.2018 registered under Sections 452, 323, 427, 380 & 34 of the Indian Penal Code, 1860 registered at Police Station Qadian, District Batala and all subsequent proceedings arising therefrom on the basis of compromise dated 14.08.2021 as (Annexure P-2).

This Court vide order dated 16.12.2021 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 Sub Divisional Judicial Magistrate, Batala and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 07.02.2022 to the effect

that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel has 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.34 dated 18.07.2018 registered under Sections 452, 323, 427, 380 & 34 of the Indian Penal Code, 1860 registered at Police Station Qadian, District Batala and all subsequent proceedings arising therefrom on the basis of compromise dated 14.08.2021 as (Annexure P-2), are quashed.

February 15, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No