

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

257

CRM-M-50806 of 2022

Date of Decision: 30.01.2023

Dalvir Singh @ Billa

.....Petitioner

Vs.

State of Punjab & ors.

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Paras Khindri, Advocate for
Mr. Harjinder Singh, Advocate for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.01 dated 14.01.2022 registered under Sections 323, 324, 452, 506, 34 of the IPC, 1860 registered at Police Station Fattudhinga, District Kapurthala and all subsequent proceedings arising therefrom on the basis of compromise dated 08.10.2022 as (Annexure P-3).

This Court vide order dated 03.11.2022 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 Sub Divisional Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 07.12.2022 to the effect

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

Learned State counsel 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.01 dated 14.01.2022 registered under Sections 323, 324, 452, 506, 34 of the IPC, 1860 registered at Police Station Fattudhinga, District Kapurthala and all subsequent proceedings arising therefrom on the basis of compromise dated 08.10.2022 as (Annexure P-3), are quashed.

January 30, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No