

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRM-M-46441-2019  
Date of Decision:20.07.2023

Ashok Kumar and Another  
Vs.  
State of Punjab and Others

.....Petitioners  
.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vishal Sharma, Advocate  
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Gaurav Gaur, Advocate  
for respondent Nos.2 & 3.

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DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.270 dated 21.11.2017 registered under Sections 406, 420, 120-B of the IPC registered at Police Station Derabassi, District SAS Nagar and all subsequent proceedings arising therefrom on the basis of compromise dated 23.04.2018 (Annexure P-2).

This Court vide order dated 26.02.2020 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 13.06.2023 to the effect that the compromise has

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

Learned State as well as learned counsel for respondent Nos.2 & 3 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.270 dated 21.11.2017 registered under Sections 406, 420, 120-B of the IPC registered at Police Station Derabassi, District SAS Nagar and all subsequent proceedings arising therefrom on the basis of compromise dated 23.04.2018 (Annexure P-2), are quashed qua the petitioners.

July 20, 2023  
Neetika Tuteja

( DEEPAK GUPTA )  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |