

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.299

CRM-M No.916 of 2023

Date of Decision: 15.11.2023

Paramjeet Singh & ors.
Vs.

.....Petitioners

State of Punjab & ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.S. Dadwal, Advocate,
for the petitioners.

Mr. P.S. Pandher, AAG, Punjab.

Mr. U.K. Kanwar, Advocate,
for respondents No.2 & 3.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0059 dated 06.05.2020, registered under Sections 308, 323, 341, 506, 148 and 149 IPC at Police Station City Jagraon, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 19.11.2022.

This Court vide order dated 23.08.2023 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 Sub Divisional Judicial Magistrate, Jagraon and got their statements recorded. On the basis of the statements so recorded, learned

Magistrate has submitted report dated 06.10.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Statement of respondents No.2 and 3-complainants, namely, Gurpreet Singh and Gurpreet Singh alias Gagan with regard to compromise were recorded before learned Magistrate on 18.09.2023.

Learned State counsel as well as learned counsel for respondents No.2 and 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.0059 dated 06.05.2020, registered under Sections 308, 323, 341, 506, 148 and 149 IPC at Police Station City Jagraon, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

15.11.2023

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(DEEPAK GUPTA)
JUDGE

Whether speaking/reasoned Yes/No
Whether reportable Yes/No