

[244] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53125-2023
Date of Decision :15.12.2023

Gurdeep Singh @ Gurdeep Singh Gill ...Petitioner

versus

State of Punjab and anotherRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : None for the petitioner.
Mr. Parneet Singh Pandher, AAG, Punjab.
Mr. Vishnu Dutt, Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0141 dated 05.10.2023, registered under Sections 24 of Immigration Act, 1983 and 420 of IPC, 1860 at Police Station Meharban, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise.

[2] This Court vide order dated 18.10.2023 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 her report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate, Ist Class, Ludhiana 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 voluntarily and without any coercion

[4] Statement of Respondent No.2-complainant, namely, Paramjit Singh with regard to compromise was recorded before learned Magistrate on 16.11.2023.

[5] Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

[6] 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.0141 dated 05.10.2023, registered under Sections 24 of Immigration Act, 1983 and 420 of IPC, 1860 at Police Station Meharban, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

15.12.2023
'Rajneesh'

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