

2024:PHHC:086494



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

287

CRM-M-5982-2024 (O&M)
Date of Decision: 09.07.2024

Lakshay KumarPetitioner

Vs

State of Punjab and another ...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Vishal Aggarwal, Advocate,
for the petitioner.

Mr. A.S. Samra, AAG, Punjab.

Mr. Manjot Singh, Advocate,
for respondent No.2

MANISHA BATRA, J. (Oral)

1. Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.0051 dated 06.06.2022, under Section 304-A of IPC, registered at Police Station Sadar, District Pathankot and all subsequent proceedings arising therefrom on the basis of compromise deed dated 25.07.2022 (Annexure P-2).
2. This Court vide order dated 08.04.2024 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.
3. Pursuant to the aforesaid order, parties have appeared before Judicial Magistrate Ist Class, Pathankot and got their statements recorded. On the basis of

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the statements so recorded, Learned Magistrate has submitted report dated 14.05.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties. Learned State counsel has additionally submitted that in fact a cancellation report was prepared in this matter. Hence, the respondent-State has no objection to the quashing of the FIR in question.

5. 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.

6. 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* and also in view of the fact that a cancellation report was prepared by the respondent-State in this matter, this petition is allowed and FIR No.0051 dated 06.06.2022, under Section 304-A of IPC, registered at Police Station Sadar, District Pathankot and all subsequent proceedings arising therefrom are quashed *qua* the petitioner on the basis of compromise deed dated 25.07.2022 (Annexure P-2).

7. Pending application(s), if any, shall also disposed of.

09.07.2024

Jyoti Thakur/Waseem

(MANISHA BATRA)
JUDGE

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

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