

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

297

CRM-M-6307-2024 (O&M)
Date of Decision:02.04.2024

VIJAY KUMAR

.....Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gurpreet Singh, Advocate for
Mr. Ramnish Puri, Advocate
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

Mr. Rohit , Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.91 dated 20.07.2023, under Sections 379-B, 411 and 34 of IPC, registered at Police Station GRP, District Amritsar and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 18.01.2024 (Annexure P-2).

This Court vide order dated 06.02.2024 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.

Pursuant to the aforesaid order, parties have appeared before Additional Sessions Judge, Amritsar and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 28.03.2024 to the effect that the compromise has been effected

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

Learned State counsel as well as counsel for respondent No.2 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.91 dated 20.07.2023, under Sections 379-B, 411 and 34 of IPC, registered at Police Station GRP, District Amritsar and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 18.01.2024 (Annexure P-2) are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

02.04.2024

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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No