

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-9302-2024
Date of Decision:02.05.2024

SUMAN BALA AND OTHERS

.....Petitioners

Vs.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Madhav Rao B. Rajwade, Advocate
for the petitioners.
Mr. Ramandeep Singh, Sr. DAG, Punjab.
Mr. S.S. Gill, Advocate for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.18 dated 15.03.2023 under Sections 452, 323, 427 and 34 IPC, registered at Police Station Kiratpur Sahib, District Rupnagar and all subsequent proceedings arising therefrom on the basis of compromise dated 18.10.2023 (Annexure P-2).

This Court vide order dated 20.03.2024 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 Judicial Magistrate Ist Class, Sri Anandpur Sahib and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 03.04.2024 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 FIR No.18 dated 15.03.2023 under Sections 452, 323, 427 and 34 IPC, registered at Police Station Kiratpur Sahib, District Rupnagar and all subsequent proceedings arising therefrom on the basis of compromise dated 18.10.2023 (Annexure P-2) are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

02.05.2024
pry

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