

CRM-M-9872-2024

2024.PHHC.094301



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**281 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-9872-2024

Date of decision: 25th July, 2024

Harvinder Singh

...Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Dilava Khan, Advocate for
Mr. Ilyas Khan, Advocate for the petitioner.

Mr. Satjot Singh, AAG, Punjab.

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

MANISHA BATRA, J (ORAL):-

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.280 dated 18.10.2019 under Sections 406, 420 and 120-B of IPC registered at Police Station Dera Bassi, District SAS Nagar (Mohali) and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2024 (Annexure P-2).

2. This Court vide order dated 26.02.2024 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.

3. Pursuant to the aforesaid order, parties have appeared before



Sub-Divisional Judicial Magistrate, Dera Bassi and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 22.04.2024 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.

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. 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.280 dated 18.10.2019 under Sections 406, 420 and 120-B of IPC registered at Police Station Dera Bassi, District SAS Nagar (Mohali) and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2024 (Annexure P-2) are quashed qua the petitioner.

[MANISHA BATRA]
JUDGE

25th July, 2024
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |