

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

290

CRM-M-9790-2024
Date of Decision:11.03.2024

HARJIT SINGHPetitioner

Vs.

STATE OF PUNJAB AND ANOTHERRespondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sunil Agnihotri, Advocate
for the petitioner.

Mr. Madhur Sharma, DAG, Punjab.

Mr. Vishal Munjal, 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.04 dated 27.01.2008 registered under Sections 420 and 406 of IPC at Police Station Gardhiwala, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2024 (Annexure P-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.

Pursuant to the aforesaid order, parties have appeared before Judicial Magistrate, Ist Class and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 05.03.2024 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.04 dated 27.01.2008 registered under Sections 420 and 406 of IPC at Police Station Gardhiwala, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2024 (Annexure P-2) are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

11.03.2024

pry

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