

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

286

CRM-M-13008-2024
Date of Decision:15.05.2024

SANJEEV KAUSHAL ALIAS SANJEEV KUMAR KAUSHAL

.....Petitioners

Vs.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Arun Gupta, Advocate for
Mr. Rakesh Gupta, Advocate
for the petitioners.

Mr. Iqbalpreet Singh, AAG, Punjab.

Mr. Arjun Atri, 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.126 dated 19.10.2023, under Sections 406, 420 and 120-B of IPC, registered at Police Station Banur, District Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 07.03.2024 (Annexure P-2).

This Court vide orders dated 14.03.2024 and 18.04.2024 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.

Pursuant to the aforesaid order, parties have appeared before Judicial Magistrate Ist Class, SAS Nagar, Mohali and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted reports dated 04.04.2024 and 01.05.2024 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.126 dated 19.10.2023, under Sections 406, 420 and 120-B of IPC, registered at Police Station Banur, District Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 07.03.2024 (Annexure P-2) are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

15.05.2024

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