



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

290**CRM-M-15312-2024****Date of Decision:22.05.2024****AMARJIT SINGH AND ANR****.....Petitioners****Vs.****STATE OF PUNJAB AND OTHERS****.....Respondents****CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present:- Mr.H.R. Bhardwaj, Advocate
for the petitioners.

Mr.Amandeep Singh, DAG, Punjab.

Mr. Karan Singh Rana, 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.05 dated 18.01.2018, under Sections 323, 458, and 34 of IPC, offence under Section 201 IPC has been added in challan dated 19.02.2019, registered at Police Station Cheema and all subsequent proceedings arising therefrom on the basis of compromise dated 06.03.2024 (Annexure P-3).

This Court vide order dated 01.04.2024 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 Sub Divisional Judicial Magistrate, Sunam and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 25.04.2024 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.05 dated 18.01.2018, under Sections 323, 458, and 34 of IPC, offence under Section 201 IPC has been added in challan dated 19.02.2019, registered at Police Station Cheema and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 06.03.2024 (Annexure P-3) are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

22.05.2024

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