



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

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CRM-M-18356-2024

Date of Decision:20.05.2024

SUKHMANDEEP SINGH

.....Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

Mr. Shubham Thakur, Advocate for
Ms. Mehak Bedi, Advocate for respondent No.2.

DEEPAK GUPTA, J.(ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.187 dated 26.10.2015, under Sections 323, 325, 341, 342, 148 and 149 of IPC, registered at Police Station Sadar Kapurthala, District Kapurthala and all subsequent proceedings arising therefrom on the basis of compromise dated 16.09.2021 (Annexure P-4).

This Court vide orders dated 18.04.2024 and 06.05.2024 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.

In compliance of the order dated 18.04.2024, petitioner has deposited a Demand Draft No.878569 amounting to Rs.10 lakh in the Poor Patient Welfare Fund, PGIMER, Chandigarh vide receipt dated 18.05.2024. A copy of receipt has been placed on record.

Pursuant to the aforesaid orders dated 18.04.2024 and



06.05.2024, parties have appeared before Additional Chief Judicial Magistrate, Kapurthala and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 17.05.2024 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.187 dated 26.10.2015, under Sections 323, 325, 341, 342, 148 and 149 of IPC, registered at Police Station Sadar Kapurthala, District Kapurthala and all subsequent proceedings arising therefrom on the basis of compromise dated 16.09.2021 (Annexure P-4) are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

20.05.2024

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