



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

283

CRM-M-28374-2024(O&M)
Date of Decision: 21.08.2024

SUMIT TREHAN

....Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Ms. Ramandeep Kaur, Advocate for
Mr. Varinder Basa, Advocate for the petitioner.

Mr. Amandeep Singh Samra, AAG, Punjab.

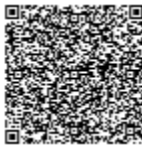
Ms. Sunita Devi, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.104 dated 11.10.2022 under Sections 452, 323, 324, 325 of IPC registered at Police Station Sekhwan, District Batala, Gurdaspur and all the subsequent proceedings arising therefrom, on the basis of affidavit/compromise dated 18.05.2024 (Annexure P-2).

2. This Court vide order dated 30.05.2024 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.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate 1st Class, Batala and got their statements



recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 12.06.2024 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 FIR.

6. 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.104 dated 11.10.2022 under Sections 452, 323, 324, 325 of IPC registered at Police Station Sekhwan, District Batala, Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 18.05.2024 (Annexure P-2) are quashed qua the petitioner.

(MANISHA BATRA)
JUDGE

21.08.2024
Deepak Patwal

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