

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

Neutral Citation No. **2024:PHHC:031659**
CRM-M-46380-2023
Date of Decision: March 05, 2024

Raj Kumar Malhotra and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Neetu Singh Aashat, Advocate for the petitioners.

Mr. Madhur Sharma, DAG, Punjab.

Ms. Amarjot Kaur, Advocate for
Ms. Suman, Advocate for respondent Nos.2 and 3.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.106 dated 20.07.2020, under Sections 323, 324 and 506 of IPC, registered at Police Station Punjab Agriculture University (PAU), District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise.

2. This Court vide order dated 19.01.2024 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate 1st Class, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 22.02.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Joint statement of Respondent No.2-complainant, namely, Rohit Malhotra and his wife Yogita Malhotra – respondent No.3 with regard to compromise was recorded before learned Magistrate on 02.02.2024.

5. Learned State counsel as well as learned counsel for respondent Nos.2 and 3 have not disputed the factum of compromise between the parties.

6. 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.106 dated 20.07.2020, under Sections 323, 324 and 506 of IPC, registered at Police Station Punjab Agriculture University (PAU), District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

March 05, 2024

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No