

[280] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47660-2022
Date of Decision : 30.01.2024

Balpreet Kaur @ Babli ...Petitioner
versus
State of Punjab and anotherRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**
Present : Mr. J.S. Jaidka, Advocate and Mr. Abhishek Khullar,
Advocate for the petitioner.
Mr. Amit Rana, Sr. DAG, Punjab.
Mr. Jasmeet Singh, Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

- [1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.127, dated 28.05.2019, registered under Sections 452, 325, 323, 34 of IPC, 1860 (Sections 307 and 379-B of IPC added later on), at Police Station Division No.6, District Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise dated 21.09.2022 (Annexure P-1).
- [2] This Court vide order dated 08.12.2023 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 the report qua the genuineness of the compromise.
- [3] Pursuant to the aforesaid order, parties have appeared before the learned Additional Sessions Judge, Ludhiana, and got their statements recorded. On the basis of the statements so recorded, the trial

Court/Illaq Magistrate has submitted report dated 24.01.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant namely, Charanjeet Kaur, with regard to compromise was recorded before the concerned Court/Illaq Magistrate on 18.01.2024.

[5] Learned State counsel as well as learned counsel for respondent No.2 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.127, dated 28.05.2019, registered under Sections 452, 325, 323, 34 of IPC, 1860 (Sections 307 and 379-B of IPC added later on), at Police Station Division No.6, District Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

30.01.2024
'Rajneesh'

Whether speaking/ reasoned : Yes/No
Whether reportable : Yes/No