

293 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2024:PHHC:006612
CRM-M-53565-2023
Date of Decision: January 18, 2024

Baljinder Kaur and others ...Petitioners

Versus

State of Punjab and another ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Fatehjeet Singh, Advocate for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. Harkirat Singh Sandhu, 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.92 dated 09.05.2020, under Sections 406, 420, 120-B of IPC, besides Section 13 of the Punjab Travel Professional Regulation Act, 2014, registered at Police Station Bhogpur, Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise.

2. This Court vide order dated 28.11.2023 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 his/her report qua the genuineness of the compromise.

3. Statement is made by learned counsel for the petitioners, as as to withdraw this petition qua petitioner No.2 – Inderjit Singh @ Billa. Pursuant to the aforesaid order, even otherwise, as per report received from the Trial Court, petitioner No.2 did not appear for getting his statement recorded. Statements of petitioner Nos.1, 3 and 4 and that of respondent No.2 have since been recorded regarding the compromise. On the basis of the statements so recorded, learned Magistrate has submitted

- 2 -

report dated 21.12.2023 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-Baljinder Singh with regard to compromise was recorded before learned Magistrate on 20.12.2023.

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*, FIR No.92 dated 09.05.2020, under Sections 406, 420, 120-B of IPC, besides Section 13 of the Punjab Travel Professional Regulation Act, 2014, registered at Police Station Bhogpur, Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner Nos.1, 3 and 4, are hereby quashed. The petition qua petitioner No.1 is dismissed as withdrawn.

Ordered accordingly.

January 18, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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