

2024:PHHC:170242



271.

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

CRM-M-51138-2024

Date of decision: 18.12.2024

Sandeep Singh Mehrook and others

....Petitioners

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Arjun Kapur, Advocate, for the petitioners.

Mr. Shiva Khurmi, AAG, Punjab.

Mr. Abhinav Singla, Advocate, for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition is for quashing of FIR No.132, dated 11.09.2019, under Section 13 of Punjab Prevention of Human Smuggling Act, 2012 (now Punjab Travel Professional Regulation Act, 2014) registered at Police Station Urban Estate, District Patiala (Annexure P-1) and all subsequent proceedings arising out of the same, on the basis of compromise dated 21.09.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 18.10.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 18.11.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Additional Chief Judicial Magistrate, Patiala, in pursuance of the directions of this Court,

wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the copy of statements of the parties, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of learned Additional Chief Judicial Magistrate, Patiala and the principles laid down by Hon'ble the Apex Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Versus State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioners.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

December 18, 2024
sanjeev

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