

CRM-M-54168-2023 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-54168-2023 (O&M)

Date of Decision: 25.01.2024

Arvind Bhola,

...Petitioner

V/s.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present : Mr. Karan Monga, Advocate for
Mr. Lovepreet Handa, Advocate
for the petitioner.

Mr. Sanish Girdhar, AAG, Punjab.

Mr. Kanwar Mehtaab Singh Jakhar, Advocate
for respondent No. 2.

GURVINDER SINGH GILL, J.(Oral)

1. The petitioners seek quashing of FIR No. 206 dated 05.11.2021 under Sections 406,420,34 IPC and Section 24 of Immigration Act (Sections 467, 468, 471 and 120-B IPC added later on) and all subsequent proceedings emanating therefrom on the basis of a compromise stated to have been effected between the parties.
2. Vide order dated 30.10.2023, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate 1st Class, Ludhiana, has been received, wherein it has been reported that the statements of

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accused/petitioner, namely Arvind Bhola as well as of complainant Avtar Singh have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Avtar Singh in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class has specifically opined that the parties have entered into compromise without any coercion or undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No. 206 dated 05.11.2021 under Sections 406,420,34 IPC and Section 24 of Immigration Act (Sections 467, 468, 471 and 120-B IPC added later on) and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioner.

25.01.2024

(GURVINDER SINGH GILL)
JUDGE

Seema

Whether speaking/reasoned	Yes
Whether Reportable	Yes /No