

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

304

CRM-M-55709-2023

Date of Decision:09.01.2024

JAGDEEP SINGH AND ORS

.....Petitioners

Vs.

STATE OF PUNJAB AND ANR

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. H.P.S. Ishar, Advocate
for the petitioners.

Mr. Mohit Thakur, AAG, Punjab.

Mr. Sushil Sharma, Advocate
for respondent No. 2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.87 dated 13.09.2023 registered under Sections 379 of IPC (Section 120-B of IPC added later on) registered at Police Station Ghagga, District Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 19.10.2023 (Annexure P-2).

This Court vide order dated 06.11.2023 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before Sub Divisional Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report

dated 16.12.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

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.87 dated 13.09.2023 registered under Sections 379 of IPC (Section 120-B of IPC added later on) registered at Police Station Ghagga, District Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 19.10.2023 (Annexure P-2), are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

09.01.2024

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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No