

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

CRM-M-56895-2023
Date of Decision : 30.01.2024

Anuruddh ...Petitioner
versus
State of Punjab and anotherRespondents

Coram : HON'BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Sanjay Khan, Advocate for the petitioner.
Ms. Khushika Setia, Advocate for respondent No.2.
Mr. Amit Rana, Sr. DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.135, dated 18.08.2023, registered under Sections 379-B of IPC, 1860 and Section 411 IPC added later on, at Police Station Division No.2, District Ludhiana, and all subsequent proceedings arising therefrom on the basis of compromise dated 09.10.2023 (Annexure P-2).

[2] This Court vide order dated 09.11.2023 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 the report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before the 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 11.12.2023 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-complainant namely, Jagpreet Singh, with regard to compromise was recorded before the trial Court/Illaqa Magistrate on 07.12.2023.

[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*, this petition is allowed and F.I.R. No.135, dated 18.08.2023, registered under Sections 379-B of IPC, 1860 and Section 411 IPC added later on, at Police Station Division No.2, Division No.2, 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