

CRM-M-56497-2023
Date of decision: 13.03.2024

...PETITIONER

V/S

...RESPONDENTS

Present: Mr. Narinder Lucky, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

HARPREET SINGH BRAR J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.234 dated 14.10.2023 under Sections 379-B and 411 of IPC registered at Police Station Division No.8, District Police Commissionerate Jalandhar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 20.10.2023 (Annexure P-2).

2. The following order was passed on 09.02.2024 :-

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.234 dated 14.10.2023 under Sections 379B and 411 of IPC registered at Police Station Division No.8, District Police Commissionerate Jalandhar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 20.10.2023 (Annexure P-2).

Now the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get recorded their statements regarding compromise and after recording their statements,

learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 13.03.2024.

A copy of the order be sent to learned trial Court/Illaqa Magistrate through fax for compliance. Counsel for the petitioner is directed to ensure the presence of respondent No.2 at the time of recording the statement.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.
4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834* and *Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63* and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (CrL) 1052*, this petition is allowed and FIR No.234 dated 14.10.2023 under Sections 379-B and 411 of IPC registered at Police Station Division No.8, District Police Commissionerate Jalandhar (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

March 13, 2024
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |