

2024:PHHC:019245

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-59367-2023 (O&M)
Date of Decision:-12.2.2024

Jitendra Singh Rajpoot ... Petitioner

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Manpreet Singh Dhaliwal, Advocate for the petitioner.

Mr. Vinay Kumar Malhotra, DAG, Punjab.

Mr. Jobanjeet Singh Sandhu, Advocate for
Mr. Inderjeet Singh Brar, Advocate for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks quashing of FIR No.125, dated 27.12.2022 registered at Police Station Samalsar, District Moga, under Sections 379, 420, 406, 506 of Indian Penal Code, and all subsequent proceedings emanating therefrom on the basis of a compromise stated to have been effected between the parties.
2. Vide order dated 24.11.2023, 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, Baghapurana has been received, wherein it has been reported that statements of petitioner/accused Jitendra Singh Rajpoot and also of respondent No.2 namely Kuldeep Singh

Mann have been recorded to the effect that they have compromised the matter amongst themselves.

4. Respondent No.2 - Kuldip Singh Mann in his statement has stated that he has no objection in case the FIR in question is quashed.
5. Learned Judicial Magistrate 1st Class, Baghapurana has specifically opined that the parties have entered into compromise voluntarily and without any 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.125, dated 27.12.2022 registered at Police Station Samalsar, District Moga, under Sections 379, 420, 406, 506 of Indian Penal Code and all subsequent proceedings emanating therefrom are hereby quashed qua petitioner.

12.2.2024
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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No