

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

280

CRM-M-59145-2023
Date of Decision:15.05.2024

BHUPINDER SINGH

.....Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Jai Bhagwan, Advocate
for the petitioner.

Mr. Iqbalpreet Singh, AAG, Punjab.

Mr. Sanjeev Kumar, Advocate for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.92 dated 06.06.2023, under Sections 353, 186, 506 IPC and Section 3 of Epidemic Diseases Act, 1897 and Section 51 of Disaster Management Act, 2005, registered at Police Station City-I Malerkotla, District Sangrur and all subsequent proceedings arising therefrom on the basis of compromise dated 06.02.2021 (Annexure P-2).

This Court vide orders dated 29.01.2024 and 19.03.2024 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 Judicial Magistrate Ist Class, Malerkotla and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 09.04.2024 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 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 FIR No.92 dated 06.06.2023, under Sections 353, 186, 506 IPC and Section 3 of Epidemic Diseases Act, 1897 and Section 51 of Disaster Management Act, 2005, registered at Police Station City-I Malerkotla, District Sangrur and all subsequent proceedings arising therefrom on the basis of compromise dated 06.02.2021 (Annexure P-2) are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

15.05.2024

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