

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

CRM-M-63040-2023
Date of Decision : 07.02.2024

Harjit Singh alias Harjeet Singh and another
versus
 ...Petitioners

State of Punjab and others ... Respondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Rajpal Singh, Advocate for the petitioners.

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. G.S. Verma, Advocate for
Mr. Amandeep Singh, Advocate
for respondent Nos.2 to 5.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.81, dated 28.06.2023, registered under Sections 420, 406 of the IPC and Section 13 of Punjab Travel Professionals Regulations Act, 2014 (added later on), at Police Station Anandpur Sahib, District Rupnagar, and all subsequent proceedings arising therefrom on the basis of compromise deed and affidavits dated 05.12.2023 (Annexures P-2 to P-6).

[2] This Court vide order dated 14.12.2023 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 learned Sub Divisional Judicial Magistrate, Sri Anandpur Sahib, and got

their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 29.01.2024 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, Gur-binder Singh, with regard to compromise was recorded before learned Magistrate on 24.01.2024.

[5] Learned State counsel as well as learned counsel for respondent Nos.2 to 5 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.81, dated 28.06.2023, registered under Sections 420, 406 of the IPC and Section 13 of Punjab Travel Professionals Regulations Act, 2014 (added later on), at Police Station Anandpur Sahib, District Rupnagar, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

07.02.2024
'Rajneesh'