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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-18412-2024**Date of Decision: **15.01.2025**

Sukhdeep Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Vipin Kumar Sharma, Advocate for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Gourav Rana, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.172 dated 13.10.2022 (Annexure P-1) under Section 379-B of IPC, 1860 (Sections 420/408/182/120B of IPC were added and Section 379-B of IPC was deleted later on vide DDR No.39 dated 13.10.2022) registered at Police Station Kartarpur, District Jalandhar Rural and all subsequent proceedings arising therefrom in view of the compromise dated 02.04.2024 (Annexure P-2).

2. The following order was passed on 23.05.2024 by the Co-ordinate Bench:

“At the outset, Mr. Vikram Prakash, Advocate has put in appearance on behalf of respondent No. 2 and files his Vakalatnama in Court today, which is taken on record and has not denied the factum of compromise effected between the parties.

Both the parties are directed to appear before the concerned Illaqa/Duty Magistrate on 31.05.2024 or any other date, as the Court below may decide or fix for recording their statements, who shall

record their respective statements with regard to the genuineness/correctness of the compromise and that the compromise is not the result of any fraud or misrepresentation and is the result of free will of the parties. It would also be verified that besides the accused (petitioners) mentioned in the petition, there is no other accused in the FIR and the parties are not involved or declared proclaimed offender in any other criminal case.

The Illaqa Magistrate/Duty Magistrate shall send his/her report through learned Sessions Judge concerned on or before the date fixed before this Court.

Adjourned to 11.07.2024.”

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, 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.172 dated 13.10.2022 (Annexure P-1) under Section 379-B of IPC, 1860 (Sections 420/408/182/120B of IPC were added and Section 379-B of IPC was deleted later on vide DDR No.39 dated 13.10.2022) registered at Police Station Kartarpur, District Jalandhar Rural and all subsequent proceedings arising out of the same are quashed qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

15.01.2025
Parveen kumar

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No