



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

323

CRM-M-58975-2024

Date of decision: January 30th, 2025

Krishan Kumar Malhotra and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Knwar Rajan, Advocate
for the petitioners.

Mr. Baljinder Singh, Deputy Advocate General, Punjab.

Mr. Ruhani Chadha, Advocate
for Mr. Yadwinder Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for quashing of FIR No.13 dated 16.04.2024 under Sections 420, 120-B, 419, 465, 467, 468, 471 of the IPC registered at Police Station Punjab State Crime Police Station S.A.S. Nagar, along with all consequential proceedings arising therefrom on the basis of compromise dated 04.10.2024 (Annexure P-2).

2. Vide order dated 27.11.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 18.12.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, S.A.S. Nagar, in pursuance of the

directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, S.A.S. Nagar, and the principles laid down by Hon'ble the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

January 30th, 2025
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No