

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

Sr. No.276

CRM-M-18724-2022

Date of decision: 30.09.2022

Balkaran Singh @ Teena Brar

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Achin Gupta, Advocate, for the petitioner.

Ms. Himani Arora, AAG, Punjab.

Mr. Karan Bansal, Advocate for
Mr. J.S. Lalli, Advocate
for respondents No.2 and 3.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.47 dated 25.02.2022 registered under Sections 354-D, 509 and 506 IPC at Police Station Canal Colony, Bathinda, District Bathinda and all subsequent proceedings arising out of it on the basis of a written compromise dated 27.04.2022 (AnnexureP-2).

On 05.05.2022 this Court had directed the parties to appear before the Illaqa Magistrate on 17.05.2022 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there is any other case pending against them and his/her status of being proclaimed offender/person.

As directed, report dated 08.07.2022 from the Additional Chief Judicial Magistrate, Bathinda, has been received, as per which the

parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and the petitioner has not been declared a proclaimed offender.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the offences are not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in **Narinder Singh vs. State of Punjab, (2014) 6 SCC 466**, this Court deems it just and proper to allow the petition and resultantly quash the F FIR No.47 dated 25.02.2022 registered under Sections 354-D, 509 and 506 IPC at Police Station, Canal Colony, Bathinda, District Bathinda and all proceedings arising therefrom, qua the petitioner.

September 30, 2022
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No