

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-14380-2023

Date of Decision: July 06, 2023

Balbir Kaur and others

...Petitioners

Versus

State of Punjab and another

... Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Ms. Ramandeep Kaur, Advocate for
Mr. Varinder Basa, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Yaseen Sethi, Advocate
for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.82 dated 24.05.2019 registered under Sections 379-B, 452, 427, 506, 148 and 149 IPC at Police Station Civil Lines Batala, District Batala (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 14.02.2023 (Annexure P-2) arrived between the parties.

2. Vide order dated 21.03.2023, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 14.02.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class Batala and got their statements recorded. Report dated 05.05.2023 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

6. Resultantly, FIR No.82 dated 24.05.2019 registered under Sections 379-B, 452, 427, 506, 148 and 149 IPC at Police Station Civil Lines Batala, District Batala (Annexure P-1) alongwith

all consequential proceedings arising therefrom are hereby quashed
qua the petitioners.

July 06, 2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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