

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

CRM-M-18675-2023

Date of Decision:17.07.2023

Banta Singh @Balwant Singh & others

...Petitioners

vs.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Nayandeep Rana, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. A.S Khosa, Advocate for
respondents No.2 and 3.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of cross case No. SC-126/2015 dated 23.11.2015 titled as Rajinder Kumar Vs. Balwant Singh, under Sections 452, 341, 327, 380, 504, 506, 148 and 149 of IPC (Annexure P-1) pending in the Court of Additional Sessions Judge, Fazilka on the basis of compromise (Annexure P-2).

2. Vide order dated 18.04.2023, while issuing notice of motion, 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 Annexure P-2.

3. Pursuant to aforesaid order, the parties have appeared before the learned ASJ, Fazilka and got their statements recorded. Report dated

12.07.2023 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, cross case No. SC-126/2015 dated 23.11.2015 titled as Rajinder Kumar Vs. Balwant Singh, under Sections 452, 341, 327, 380, 504, 506, 148 and 149 of IPC (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

17.07.2023
hitesh

(N.S.SHEKHAWAT)
JUDGE

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