

274 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41045-2023

Date of Decision:29.11.2023

Baljeet Singh and another

...Petitioners

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Sukhjit Singh, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Ms. Jaya Kumari, Advocate for
Mr. Gagan Oberoi, Advocate
for respondent No.2-complainant.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 318 dated 06.12.2022 registered under Sections 465, 467, 468, 471, 120-B of IPC at Police Station Division No.5, District Police Commissionerate Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 09.08.2023 (Annexure P-2).
2. Vide order dated 21.08.2023, 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 09.08.2023 (Annexure P-2).
3. Pursuant to aforesaid order, the parties have appeared before the Additional Chief Judicial Magistrate, Ludhiana and got their statements recorded. Report dated 05.10.2023 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. 318 dated 06.12.2022 registered under Sections 465, 467, 468, 471, 120-B of IPC at Police Station Division No.5, District Police Commissionerate Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 09.08.2023 (Annexure P-2) are hereby quashed qua the petitioners.

29.11.2023

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(N.S.SHEKHAWAT)
JUDGE

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