

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

289

CRM-M-52482-2023 (O&M)

Date of Decision: 04.12.2023

Gurbachan Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present:** Mr. S.K. Bokolia, Advocate for
Mr. Vivek Salathia, Advocate for the petitioners.

Mr. M.S.Bajwa, DAG, Punjab.

Mr. Vivek Singla, Advocate for
respondent No. 2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 0106 dated 14.04.2023 under Sections 420 and 120-B of IPC registered at Police Station Division-B, District Police Commissionerate Amritsar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 26.06.2023 (Annexure P-2).

2. Vide order dated 16.10.2023 while issuing notice of motion, 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 26.06.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the

Judicial Magistrate Ist Class, Amritsar and got their statements recorded.

Report dated 04.11.2023 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. 0106 dated 14.04.2023 under Sections 420 and 120-B of IPC registered at Police Station Division-B, District Police Commissionerate Amritsar (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)

JUDGE

04.12.2023

Rajeev (rvs)

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