

203

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2569-2024
Date of decision: 14.02.2024

SUKHBIR SINGH

...Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

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

Present: Mr. Karambir Singh Kahlon, Advocate
for the petitioner.

Mr. Japjot Singh, AAG, Punjab.

Mr. Ankit K. Bhinchar, Advocate for
Mr. Atul Aggarwal, Advocate
for the respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 59 dated 14.06.2011 (Annexure P-1) under Section 420 of Indian Penal Code, 1860 registered at Police Station Qadian, Police District Batala, Gurdaspur alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 24.07.2023 (Annexure P-2).

Vide order dated 19.01.2024 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 24.07.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate Ist Class, Batala and got their statements recorded. Report dated 14.02.2024 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.

Learned State counsel submits that even the petitioner has been declared as proclaimed offender, he has joined investigation and was admitted to bail.

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

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 petitioner.

Resultantly, FIR No. 59 dated 14.06.2011 (Annexure P-1) under Section 420 of Indian Penal Code, 1860 registered at Police Station Qadian, Police District Batala, Gurdaspur, on the basis of compromise dated 24.07.2023 (Annexure P-2) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

14.02.2024
Aman Dua

(N. S. SHEKHAWAT)
JUDGE

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