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

CRM-M-23287-2024(O&M)

Date of Decision: 26.11.2024

Bikramjit Singh and another

...Petitioners

vs.

State of Punjab and another

...Respondents

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

Present : Mr. Man Mohan, Advocate
for the petitioners.

Mr. Deepinder Singh Brar, Senior DAG, Punjab.

Mr. A.S. Pahwa, Advocate for
Mr. Tushar Gera, Advocate for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 of Cr.P.C. for quashing of FIR No.103 dated 20.08.2016 under Sections 420, 120-B IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012 registered at P.S. Kotwali Nabha, District Nabha (Annexure P-1) and all consequential proceedings arising therefrom, on the basis of compromise dated 02.05.2024 (Annexure P-2) entered into between the parties.

2. Vide order dated 10.05.2024, 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 02.05.2024 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Sub-Divisional Judicial Magistrate, Nabha and got their statements recorded. Report dated 14.11.2024 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.

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.103 dated 20.08.2016 under Sections 420, 120-B IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012 registered at P.S. Kotwali Nabha, District Nabha (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 02.05.2024 (Annexure P-2) are hereby quashed qua the petitioners.

7. Pending application stands also disposed of.

(N.S.SHEKHAWAT)
JUDGE

26.11.2024.
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No