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

CRM-M-36567-2024

Date of Decision: 30.08.2024

Harjeet Singh

...Petitioner

VS.

State of Punjab and another

...Respondents

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

Present : Mr. Abhishek Kaushik, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Senior DAG, Punjab.

Mr. Dhruv Khana, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for quashing of FIR No. 146 dated 20.10.2021
registered under Sections 420, 406, 120-B of IPC, at Police Station City Batala,
Police District Batala, District Gurdaspur (Annexure P-1) and all subsequent
proceedings arising therefrom on the basis of compromise dated 10.04.2023
(Annexure P-2).

2. Vide order dated 01.08.2024, 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 10.04.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Additional Civil Judge (Senior Division)-cum-Sub-Divisional Judicial



Magistrate, Batala and got their statements recorded. Report dated 08.08.2024 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 petitioner.
6. Resultantly, FIR No. 146 dated 20.10.2021 registered under Sections 420, 406, 120-B of IPC, at Police Station City Batala, Police District Batala, District Gurdaspur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 10.04.2023 (Annexure P-2) are hereby quashed qua the petitioner.

30.08.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No