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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-41152-2024  
Date of decision: 19.09.2024

BALJIT SINGH @ KAKA AND ANR

...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

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

Present: Mr. Shekhar Kumar, Advocate  
for the petitioners.

Mr. Deepinder Brar, Sr. DAG, Punjab.

Mr. Malkiat Singh Hundal, Advocate  
for respondent No.2.

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N. S. SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section under Section 482 of the Code of Criminal Procedure for quashing of an FIR No.179 dated 30.09.2020 under Sections 452, 323 and 34 IPC registered at Police Station Nihal Singh Wala, District Moga (Anneuxre P-1), alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 07.08.2024 (Annexure P-2).
2. Vide order dated 27.08.2024 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 07.08.2024 (Annexure P-2).
3. Pursuant to aforesaid order, the parties have appeared before the Sub Divisional Judicial Magistrate, Nihal Singh Wala and got their statements recorded. Report dated 09.09.2024 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.179 dated 30.09.2020 under Sections 452, 323 and 34 IPC registered at Police Station Nihal Singh Wala, District Moga (Anneuxre P-1), alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

19.09.2024  
M.Sikka

(N. S. SHEKHAWAT)  
JUDGE

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