



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

301

CRM M-49729-2024
Date of Decision: 12.12.2024

BACHITTAR SINGH @ BACHITER SINGH
...PETITIONER

Versus

STATE OF PUNJAB AND ANR.
... RESPONDENTS

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

Present: Mr. I.S. Kooner, Advocate
for the petitioner.

Mr. Deepinder Brar, Sr. DAG, Punjab.

Ms. Shruti Sharma, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 528 Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of an FIR No.53 dated 12.04.2024 under Sections 323, 324, 307, 341 and 506 of IPC registered at Police Station Pasyana, District Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 02.09.2024 (Annexure P-2).
2. Learned counsel for the petitioner contends that all the injuries in the present case are simple in nature and the accused and

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respondent No.2 are husband and wife and now both of them are living together.

3. Vide order dated 12.11.2024, 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 02.09.2024 (Annexure P-2).

4. Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate Ist Class, Patiala and got their statements recorded. Report dated 27.11.2024 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.

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

6. 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.

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7. Resultantly, FIR No.53 dated 12.04.2024 under Sections 323, 324, 307, 341 and 506 of IPC registered at Police Station Pasyana, District Patiala (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

12.12.2024
vipin

(N. S. SHEKHAWAT)
JUDGE

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