



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

316

CRM M-56783 of 2024
Date of Decision: 09.12.2024

PREM SINGH

...PETITIONER

Versus

STATE OF PUNJAB AND ANOTHER

... RESPONDENTS

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

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

Mr. Ajay Kumar, 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.126 dated 16.08.2024 under Sections 281/125 of BNS registered at Police Station Ranjit Avenue, District Amritsar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 19.09.2024 (Annexure P-2).

2. Vide order dated 14.11.2024 while issuing notice of motion, this Court had directed the parties to appear before the Illaqa

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Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 19.09.2024 (Annexure P-2).

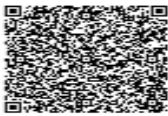
3. Pursuant to aforesaid order, the parties have appeared before the learned Chief Judicial Magistrate, Amritsar and got their statements recorded. Report dated 05.12.2024 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise 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.126 dated 16.08.2024 under Sections 281/125 of BNS registered at Police Station Ranjit Avenue, District Amritsar (Annexure P-1) alongwith all

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consequential proceedings arising therefrom are hereby quashed
qua the petitioner.

09.12.2024
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(N. S. SHEKHAWAT)
JUDGE

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