

CRM-M-34011-2024

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2025:PHHC:019524



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

297

CRM-M-34011-2024

Date of Decision: 10.02.2025

AVTAR SINGH AND OTHERS

...PETITIONERS

Versus

STATE OF PUNJAB AND OTHERS

... RESPONDENTS

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

Present: Mr. B.B.S. Randhawa, Advocate
for the petitioners.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

Mr. Rahul Kumar Prashar, Advocate
for respondents No.2 & 3.

N. S. SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.0049 dated 23.06.2022 under Sections 363, 365, 384, 385, 342, 323, 506 of IPC (offence under Sections 120-B & 201 of IPC were added later on) registered at Police Station Ghanie Ke Bangar, Police District Batala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 02.07.2024 (Annexure P-2).



2. Vide order dated 19.07.2024 while issuing notice of motion, a coordinate Bench of 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 02.07.2024 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Batala and got their statements recorded. Report dated 06.08.2024 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 petitioners.



6. Resultantly, FIR No.0049 dated 23.06.2022 under Sections 363, 365, 384, 385, 342, 323, 506 of IPC (offence under Sections 120-B & 201 of IPC were added later on) registered at Police Station Ghanie Ke Bangar, Police District Batala (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

10.02.2025
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(N. S. SHEKHAWAT)
JUDGE

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