



CRM-M-38656-2022 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-38656-2022 (O&M)

Date of Decision: 26.03.2025

BALJIT SINGH AND OTHERS

...PETITIONERS

Versus

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Navneet Kaur, Advocate for

Mr. Gopal Singh Nahel, Advocate for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Harpreet Singh Brar, J. (Oral)

1. This petition has been filed under Section 482 of Cr.P.C. seeking quashing of FIR No. 06 dated 11.01.2014 under Sections 419, 420, 465, 468, 471 and 120-B of Indian Penal Code (Section 201 of IPC added later on) registered at Police Station Khanauri, District Sangrur (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

2. The following order was passed on 30.08.2022:

“The petitioner has filed the present petition under Section 482 Cr.P.C. for quashing of FIR No. 6, dated 11.01.2014, under Sections 419, 420, 465, 468, 471, 120-B of IPC and Section 201 of IPC added later on, registered at Police Station Khanauri, District Sangrur, and all the consequential proceedings arising therefrom, on the basis of the compromise dated 16.08.2022 (Annexure P-2), effected between the parties.

Learned counsel for the petitioner submits that both the parties have amicably resolved their dispute through a compromise dated 16.08.2022 (Annexure P-2). He further submits that if, proceedings arising from the aforementioned FIR are quashed, both the parties will live their life peacefully.

Notice of motion.



On asking of the Court, Mr. J.S. Arora, DAG, Punjab, who is present in the Court, accepts notice on behalf of the respondent-State.

Ms. Shweta Sharma, Advocate, appears on behalf of respondents No.2 & 3 and admits execution of the compromise dated 16.08.2022 (Annexure P-2).

The affected parties are directed to appear on 21.09.2022, before the learned Trial Court/Illaq Magistrate, who shall record their respective statements with regard to the compromise and submit a detailed report in that regard along with copies of the statements to this Court on or before the adjourned date, containing the following information as well:-

- i. Total number of persons arrayed as accused in the case;*
- ii. Whether all the accused and complainant / victims are party to compromise;*
- iii. Whether any accused has been declared as a proclaimed offender or any such proceedings have been initiated or pending decision;*
- iv. Stage of the trial/proceedings; and*
- v. Whether the compromise is genuine, voluntary, and without any coercion or undue influence.*

To come up on 06.11.2022, awaiting report.

Reply by the respondent-State, if any, be filed on or before the next date of hearing.”

3. In compliance of the aforesaid order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. Learned counsel for the petitioners submits that petitioners are the only accused who are facing trial as of now and the complainant has effected compromise and one of the accused namely Baljit Singh has been absconding and he has been declared as proclaimed offender vide order dated 04.05.2022 passed by the trial Court.

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5. In view of the compromise and the ratio of law laid down by the Hon'ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466** and **Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and FIR No. 06 dated 11.01.2014 under Sections 419, 420, 465, 468, 471 and 120-B of Indian Penal Code (Section 201 of IPC added later on) registered at Police Station Khanauri, District Sangrur (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

26.03.2025*Ajay Goswami**Whether speaking/reasoned*
*Whether reportable**Yes/No*
Yes/No