



**292-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-49603-2025
Date of decision: 04.12.2025**

MALKIAT SINGH ALIAS MALKIT SINGH ALIAS THUNIA

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Kashish Thakur, Advocate for
Mr. Angad Parmar, Advocate for the petitioners.

Mr. Surinderjit Singh Nahar, AAG, Punjab.

Mr. Mehak Bedi, Advocate for respondent No.2.

SUBHAS MEHLA, J. (ORAL)

1. Prayer in this petition is for quashing of FIR No.98 dated 20.08.2021 under Sections 355, 341, 506, 323 of Indian Penal Code, 1860 (Sections 323, 295, 120-B of IPC deleted later on) registered at Police Station Begowal and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-5) arrived at between the parties.

2. The above stated FIR was registered on the statement of the complainant/respondent No.2-Balwinder Singh.

3. On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise, which has been effected between the parties.

4. During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned



parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

5. In compliance thereof, report from the Court of learned Sub Divisional Judicial Magistrate, Bholath along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

6. This Court has heard learned counsel for the parties.

7. Learned counsel for the petitioner(s) and for respondent No.2 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

8. In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amounts to abuse of process of law.

9. For the reasons afore-stated and having regard to the law laid down by Hon'ble Apex Court in ***Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543*** and Five Judges Bench of this Court in ***Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, this petition is allowed and FIR No.98 dated 20.08.2021 under Sections 355, 341, 506, 323, 295, 120-B of Indian Penal Code, 1860 (Sections 323, 295, 120-B of IPC deleted later on) registered at Police Station Begowal and all the subsequent proceedings are hereby quashed qua the petitioner, subject to payment of Rs.5,000/- as cost upon the petitioner, to be



deposited with Punjab State Legal Services Authority-Disaster Relief Fund, Account No.44426937384, IFSC Code- SBIN0014656, State Bank of India, Sector-68, SAS Nagar (Punjab).

10. Receipt regarding deposit of aforesaid cost be produced before the Court concerned. It is made clear that if cost is not deposited within a period of one month i.e. upto 04.01.2026, present petition shall be deemed to be dismissed.

December 04, 2025
manisha

(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No