



CRM-M-51895-2024

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

CRM-M-51895-2024

Date of Decision:29.11.2024

SAHIB SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANR.

.....RESPONDENTS

CORAM:- HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. L.M. Gulati, Advocate
for the petitioner.

Mr. Satjot Singh, AAG, Punjab.

Ms. Jasneet Mehra, Advocate
for respondent No.2.

MANISHA BATRA, J (ORAL)

The present petition has been filed under Section 528 Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) for quashing of FIR No.75 dated 05.10.2024 registered under Sections 125, 351(3), 324(4), 3(5), 61(2) of BNS, 2023 and Sections 25 and 27 of Arms Act, 1959 at Police Station Sarai Amanat Khan, District Tarn Taran, and all the subsequent proceedings arising therefrom, on the basis of compromise dated 06.10.2024 (Annexure P-2).

2. Power of Attorney on behalf of respondent No.2 has been filed by Ms. Jasneet Mehra, Advocate and the same is taken on record.

3. This Court vide order dated 19.10.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the



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compromise.

4. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate 1st Class, Tarn Taran and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 22.11.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

5. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

6. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

7. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.75 dated 05.10.2024 registered under Sections 125, 351(3), 324(4), 3(5), 61(2) of BNS, 2023 and Sections 25 and 27 of Arms Act, 1959 at Police Station Sarai Amanat Khan, District Tarn Taran, all subsequent proceedings arising therefrom on the basis of compromise dated 06.10.2024 (**Annexure P-2**) are quashed qua the petitioner.

29.11.2024

vipin

(MANISHA BATRA)
JUDGE*Whether speaking/reasoned*
*Whether reportable**Yes/No*
Yes/No