

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

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CRM-M-3231-2020

Date of Decision : **October 28, 2022**

GHANSHAYAM SONI AND ORS

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present : Mr. Naveen Sharma, Advocate
for the petitioners.

Mr. Shiva Khurmi, AAG, Punjab.

Mr. P.S.Chahal, Advocate
for respondents No.2 to 4.

N.S.SHEKHAWAT. J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 35 dated 20.3.2016 registered under Sections 323/452/506/148/149 IPC at Police Station Meharban, District Ludhiana (Annexure P-1) and all the subsequent proceedings arising out of the abovesaid FIR on the basis of compromise dated 10.11.2019 and 11.12.2019, (Annexure P-2) (Colly.).

Vide order dated 22.4.2021, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Court for getting their statements recorded with respect to the compromise dated 10.11.2019 and 11.12.2019, (Annexure P-2) (Colly.).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Ludhiana and got their statements recorded. Report dated 16.9.2022 has been received whereby after recording the statements of the parties, the Court below has shown

its satisfaction that the compromise is genuine, voluntarily and without any coercion or undue influence. It has been further recorded that there is no other case pending against the accused persons named in the FIR except the present FIR.

I have heard counsel for the parties and gone through the case file.

In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been hauled up 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.

Resultantly, FIR No. 35 dated 20.3.2016 registered under Sections 323/452/506/148/149 IPC at Police Station Meharban, District Ludhiana (Annexure P-1) and all the subsequent proceedings arising out of the abovesaid FIR on the basis of compromise dated 10.11.2019 and 11.12.2019 (Annexure P-2(Colly.)) are hereby quashed qua the petitioners.

October 28, 2022

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(N.S.SHEKHAWAT)

JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No