

**270/A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-10356-2020 (O&M)

Date of Decision: 11.10.2022

Iqbal Singh

...Petitioner

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Vikas Sonak, Advocate, for the petitioner.

Mr. Vinay Kumar Gupta, AAG, Punjab.

Mr. Amaninder Singh Sekhon, Advocate, for respondent No.2.

N.S.Shekhawat J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of cross version case recorded on the statement of respondent No.2 vide DDR No.30 dated 17.07.2018 under Sections 323 of IPC later on added offence under Section 354 of IPC vide DDR No.34 dated 27.12.2019, registered at Police Station Sadar, Faridkot (Annexures P-1 and P-2 respectively) in FIR No.87 dated 17.07.2018 under Sections 341, 342, 323, 353, 186, 379-B, 148 of IPC, registered at Police Station Sadar Faridkot, District Faridkot (Annexure P-3) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 23.01.2020 (Annexure P-4).

Vide order dated 17.03.2020, while issuing notice of motion, 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 23.01.2020 (Annexure P-4).

Pursuant to aforesaid order, the parties have appeared before the learned Additional Chief Judicial Magistrate, Faridkot and got their

statements recorded. Report dated 23.10.2020 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 pressure or coercion.

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 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 petitioner.

Resultantly, the cross version case recorded on the statement of respondent No.2 vide DDR No.30 dated 17.07.2018 under Sections 323 of IPC later on added offence under Section 354 of IPC vide DDR No.34 dated 27.12.2019, registered at Police Station Sadar, Faridkot (Annexures P-1 and P-2 respectively) in FIR No.87 dated 17.07.2018 under Sections 341, 342, 323, 353, 186, 379-B, 148 of IPC, registered at Police Station Sadar Faridkot, District Faridkot (Annexure P-3) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 23.01.2020 (Annexure P-4) are hereby quashed qua the petitioner.

11.10.2022

hemlata

Whether speaking/reasoned
Whether reportable

:
:

(N.S.SHEKHAWAT)
JUDGE

Yes/No
Yes/No