

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

224/A

CRM-M-39086-2021

Date of Decision: August 17, 2022

Harjinder Singh and others

...Petitioners

Versus

State of Punjab and another

... Respondents

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

Present : Mr. Durga Dutt Sharma, Advocate
for the petitioners.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

Mr. Sourabh Shah, 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 case registered vide FIR No. 0031 dated 17.03.2018 under Sections 452, 323, 427, 506 and 34 IPC at Police Station Dayalpura, District Bathinda (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 20.08.2021 (Annexure P-2).

Vide order dated 21.09.2021 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 20.08.2021 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Phul and got their statements recorded. Report dated 29.11.2021 has been received

whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

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, the cross case registered vide FIR No. 0031 dated 17.03.2018 under Sections 452, 323, 427, 506 and 34 IPC at Police Station Dayalpura, District Bathinda (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

August 17, 2022

amit rana

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking : Yes/No
Whether reportable : Yes/No