

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

CRM-M-14520-2022

Date of Decision:14.07.2023

Anil Kumar and Anr.

...Petitioners

vs.

State of Punjab and Anr.

...Respondents

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

Present : Mr. Arun Kumar Gupta, Advocate for
Mr. Rakesh Gupta, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Naveen Sharma, Advocate for
Mr. Digvijay Lamba, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 16 dated 08.03.2015 under Sections 379, 380, 427 and 457 of IPC registered at Police Station Khanauri District Sangrur (Annexure P1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 09.01.2020 (Annexure P-2).

2. Vide order dated 06.04.2022, while issuing notice of motion, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 09.01.2020 (Annexure P2).

3. Pursuant to aforesaid order, the parties have appeared before the learned SDJM, Moonak, Sangrur, Punjab and got their statements recorded.

Report dated 26.10.2022 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.

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

5. 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 petitioners.

6. Resultantly, FIR No. 16 dated 08.03.2015 under Sections 379, 380, 427 and 457 of IPC registered at Police Station Khanauri District Sangrur (Annexure P1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

14.07.2023
hitesh

(N.S.SHEKHAWAT)
JUDGE

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