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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3039-2023 (O&M)

Date of Decision:09.10.2023

Beant Kaur and others

...Petitioners

vs.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Davinder Bir Singh, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr.Amritpal Singh Gill, Advocate
for respondents No.2 to 4.

N.S.Shekhawat J. (Oral)**CRM-11230-2023**

1. For the reasons mentioned in the application, the same is allowed, subject to all just exceptions. Annexures A-1 to A-3 are taken on record.

CRM-M-3039-2023

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of cross case DDR No.39 dated 24.09.2022 under Sections 307, 452, 323, 506, 336, 148, 149 of IPC and Sections 25, 27 of Arms Act, registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-2) in FIR No.237 dated 24.09.2022 under Sections 307, 452, 324, 323, 506, 336, 148, 149 of IPC and Sections 25, 27 of Arms Act, registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 15.12.2022 (Annexure P-3).

2. Learned State counsel submits that there is no injury, which may attract the offence under Section 307 IPC, in the present case.

3. Vide order dated 25.07.2023, 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 15.12.2022 (Annexure P-3).

4. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate, 1st Class, Malout and got their statements recorded. Report dated 29.08.2023 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.

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

6. 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.

7. Resultantly, DDR No.39 dated 24.09.2022 under Sections 307, 452, 323, 506, 336, 148, 149 of IPC and Sections 25, 27 of Arms Act, registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-2) in FIR No.237 dated 24.09.2022 under Sections 307, 452, 324, 323, 506, 336, 148, 149 of IPC and Sections 25, 27 of Arms Act, registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 15.12.2022 (Annexure P-3) are hereby quashed qua the present petitioners.

09.10.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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