IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

258/2 **CRM-M-12804-2021**
Date of Decision:10.10.2023

Sunny Kumar and another ...Petitioners

Versus

State of Punjab and another ... Respondents

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

Present : Mr.Rajeev K. Kapila, Advocate, for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Vinod Kumar, Advocate, for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No. 0057 dated 05.08.2020 registered under Sections 323, 324, 342 and 34 IPC at Police Station Hajipur, District Hoshiarpur (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-3) arrived between the parties.

2. Vide order dated 26.07.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise (Annexure P-3).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Mukerian and got their statements recorded. Report dated 08.09.2023 has been received in connected case, i.e. CRM M-10847-2021 titled as **"Lal Bhadhur and**

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Chandigarh

another Vs. State of Punjab and another", 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. 0057 dated 05.08.2020 registered under Sections 323, 324, 342 and 34 IPC at Police Station Hajipur, District Hoshiarpur (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

10.10.2023 **(N.S.SHEKHAWAT)**
amit rana **JUDGE**

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

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