

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

**CRM-M-13052-2022
Date of Decision:23.08.2023**

Om Parkash alias Sonu Samana

...Petitioner

vs.

State of Punjab and another

...Respondents

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

Present : Mr. Bhavyadeep Walia, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Umesh Pandey, Advocate for
Mr. M.M.Pandey, Advocate
for respondent No.2-complainant.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.268 dated 20.09.2020 under Sections 370, 370-A, 342, 323, 506, 120-B of IPC, registered at Police Station Civil Lines Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 17.03.2022 (Annexure P-2).

2. Vide order dated 29.03.2022, 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 17.03.2022 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Additional District and Sessions Judge, Patiala and got their statements recorded. Report dated 04.06.2022 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 petitioner.

6. Resultantly, FIR No.268 dated 20.09.2020 under Sections 370, 370-A, 342, 323, 506, 120-B of IPC, registered at Police Station Civil Lines Patiala (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 17.03.2022 (Annexure P-2) are hereby quashed qua the petitioner.

(N.S.SHEKHAWAT)
JUDGE

23.08.2023
hemlata

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