

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

CRM-M-17403-2022
Date of Decision:13.09.2023

Kulwinder Singh and others ...Petitioners

VS.

State of Punjab and another ... Respondents

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

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

Mr. Mohinder Singh Joshi, Additional Advocate General, Punjab.

None 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.18 dated 22.03.2017 under Sections 323, 341, 365, 342, 506, 148, 149 of IPC, registered at Police Station Banur, District Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

2. Vide order dated 29.05.2023, 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 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Rajpura and got their statements recorded. Report dated 01.09.2023 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.

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.18 dated 22.03.2017 under Sections 323, 341, 365, 342, 506, 148, 149 of IPC, registered at Police Station Banur, District Patiala (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2) are hereby quashed qua the petitioners.

13.09.2023
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(N.S.SHEKHAWAT)
JUDGE

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