

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
276 CRM-M-16858-2023
Date of Decision:02.08.2023**

Hardik and others ...Petitioners
Versus
State of Punjab and another ... Respondents

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

Present : Mr. Sandeep, Advocate for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Ms. Suman Kumari, 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 DDR No. 08 dated 24.12.2022 under Sections 323, 324, 148 and 149 IPC in FIR No. 261 dated 23.12.2022 under Sections 307, 506, 148 and 149 IPC registered at Police Station Kotwali Patiala, District Patiala and all consequential proceedings arising therefrom on the basis of compromise dated 22.03.2023 arrived between the parties.

2. Vide order dated 12.04.2023, 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 dated 22.03.2023.

3. Pursuant to aforesaid order, the parties have appeared before the learned Chief Judicial Magistrate Patiala and got their statements recorded. Report dated 16.05.2023 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, DDR No. 08 dated 24.12.2022 under Sections 323, 324, 148 and 149 IPC in FIR No. 261 dated 23.12.2022 under Sections 307, 506, 148 and 149 IPC registered at Police Station Kotwali Patiala, District Patiala alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

02.08.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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