

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

CRM-M-19763-2023

Date of Decision:19.09.2023

Karamjot Singh and others

...Petitioners

vs.

State of Punjab and another

...Respondents

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

Present : Ms. Suman Kumari, Advocate
 for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Nitin Meel, Advocate
for respondent No.2-complainant.

N.S.Shekhawat J. (Oral)

1. Status report by way of an affidavit of Deputy Superintendent of Police, city-1, District Patiala has been filed on behalf of respondent No.1-State in Court today and the same is taken on record.

2. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.261 dated 23.12.2022 under Sections 307, 506, 148, 149 of IPC, registered at Police Station Kotwali Patiala, District Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 22.03.2023 (Annexure P-3).

3. Vide order dated 24.04.2023, 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 (Annexure P-3).

4. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Patiala and got their statements recorded. Report dated 04.07.2023 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. Learned counsel for the parties submits that the offence under Section 307 IPC has been wrongly added and all the injuries suffered by the victim are simple in nature.

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

7. 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.

8. Resultantly, FIR No.261 dated 23.12.2022 under Sections 307, 506, 148, 149 of IPC, registered at Police Station Kotwali Patiala, District Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 22.03.2023 (Annexure P-3) are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

19.09.2023
hemlata

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