

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

262

CRM-M-26663-2020

Date of Decision:18.10.2023

Jagir Singh and others

...Petitioners

Versus

State of Punjab and others

... Respondents

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

Present : Mr. B.D. Sharma, Advocate, for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Lalit Chander Sharma, Advocate,
for respondent No. 3.

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. 167 dated 01.07.2020 registered under Sections 307, 323, 148 and 149 IPC at Police Station Commissionerate Amritsar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 04.08.2020 (Annexure P-2) arrived between the parties.

2. Learned counsel for the State submits that there is no injury in the present case, which may attract the offence under Section 307 IPC and some of the injuries are grievous in nature, suffered by the victims/injured.

3. Vide order dated 06.09.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for

getting their statements recorded with respect to the compromise dated 04.08.2020 (Annexure P-2).

4. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Amritsar and got their statements recorded. Report dated 17.10.2023 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. I have heard counsel for the parties and gone through the case file.

6. 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.

7. Resultantly, FIR No. 167 dated 01.07.2020 registered under Sections 307, 323, 148 and 149 IPC at Police Station Commissionerate Amritsar (Annexure P-1) alongwith all

consequential proceedings arising therefrom are hereby quashed qua
the petitioners.

18.10.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No