

**264 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-30274-2021 (O&M)
DATE OF DECISION: 11.09.2023****Himanshu and others****...Petitioners****Versus****State of Punjab and another****...Respondents****CORAM : HON'BLE MR. JUSTICE ARUN MONGA****Present :** Mr. K. B. Raheja, Advocate,
for the petitioners.

Mr. Sachin Kaushik, AAG, Punjab.

Mr. Harsh Raheja, Advocate,
for respondent No.2.**ARUN MONGA, J. (ORAL)**

Petitioners seek quashing of FIR No.117 dated 03.06.2021(Annexure P-1) registered under Sections 307, 452, 427, 506, 148, 149 of IPC, 1860, at Police Station City 1, Abohar, District Fazilka on the basis of compromise dated 10.06.2021 (Annexure P-2), stated to have been arrived between the parties.

2. Parties were asked by this Court to appear before the Illaqa Magistrate to get their compromise statements recorded and a report was also sought from the learned Magistrate qua veracity of compromise. Pursuant thereto, a report dated 18.07.2023 of learned Sub Divisional Judicial Magistrate, Abohar had been received. Report reveals that statements of complainant party i.e. respondent No.2 as also of accused/present petitioners herein, were duly recorded. It is opined that a compromise has been arrived at without any pressure, undue influence or coercion. The report is accompanied by the statements of parties. It is apparent that the complainant/respondent No.2 and accused/petitioners have arrived at a compromise voluntarily and without any coercion.

3. Learned counsel for complainant/respondent No.2 states that he would have no objection to the quashing of FIR in question.
4. This Court in appropriate cases can exercise the power under Section 482 Cr.P.C. for quashing of criminal proceedings/FIR on the basis of compromise. A reference in this regard may be made to a decision dated 29.09.2021 of the Supreme Court in case titled *Ramgopal and anr. V. The State of Madhya Pradesh*¹ and a Full Bench decision of this Court in *Kulwinder Singh and others V. State of Punjab and others*².
5. In the premise it is an appropriate case for exercise of power under Section 482 Cr.P.C. and to bring to an end the criminal proceedings initiated in the light of impugned FIR.
6. Petition is thus allowed. FIR No.117 dated 03.06.2021(Annexure P-1) registered under Sections 307, 452, 427, 506, 148, 149 of IPC, 1860, at Police Station City 1, Abohar, District Fazilka and all proceedings emanating there from *qua* the petitioners stand quashed.
7. Pending application(s), if any, shall also stand disposed of.

11.09. 2023

Jyoti Thakur

**(ARUN MONGA)
JUDGE**

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

¹Criminal Appeal No.1489 of 2012