

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

266

CRM-M-27487-2023

Date of Decision: 13.09.2023

Harpreet @ Hariya and others

...Petitioners

Versus

State of Punjab and another

... Respondents

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

Present : Mr. Aazam Khan, Advocate for
Mr. B.S. Chahal, Advocate for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. J.S. Dhaliwal, 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 FIR No. 237 dated 14.08.2021 under Sections 452, 323, 324, 148 and 149 IPC (later on added Sections 326/201 IPC) registered at Police Station City Ferozepur, District Ferozepur (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 02.08.2022 (Annexure P-2) arrived between the parties.

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 dated 02.08.2022 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Ferozepur and got their statements recorded. Report dated 06.09.2023 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. 237 dated 14.08.2021 under Sections 452, 323, 324, 148 and 149 IPC (later on added Sections 326/201 IPC) registered at Police Station City Ferozepur, District Ferozepur (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

13.09.2023

amit rana

(N.S.SHEKHAWAT)

JUDGE

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