

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110+273

CRM-M-29637-2022 (O&M)
Date of Decision:22.08.2023

Gurmel Kaur @ Gurmail Kaur and others ...Petitioners
Versus
State of Punjab and another ... Respondents

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

Present : Mr. R.S. Dadwal, Advocate for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Umesh Kumar, Advocate, for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

CRM 22663 of 2023

1. The applicants/petitioners have moved the present application with a prayer to correct the father's name of petitioner No. 3 in the memo of parties.
2. Learned counsel for the applicants/petitioners submits that the father's name of petitioner No. 3 was wrongly mentioned as Mohinder Singh instead of Surinder Singh @ Machhinder Singh.
3. Learned State counsel as well as counsel for respondent No. 2 have no objection if the said correction is carried out in the memo of parties.
4. Accordingly, the present application is allowed and the father's name of petitioner No. 3 is ordered to be corrected as Surinder Singh @ Machhinder Singh and the amended memo of parties is taken on record.

1. The instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.118 dated 05.11.2016 under Sections 420, 447, 511, 506, 451, 148, 149 and 120-B IPC registered at Police Station Sadar Raikot, District Ludhiana Rural (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 02.07.2022 (Annexure P-2) arrived between the parties.

2. Vide order dated 14.07.2022, 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 02.07.2022.

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Jagraon and got their statements recorded. Report dated 15.10.2022 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.118 dated 05.11.2016 under Sections 420, 447, 511, 506, 451, 148, 149 and 120-B IPC registered at Police Station Sadar Raikot, District Ludhiana Rural (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

22.08.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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