

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

CRM-M-29138-2023
Date of Decision:23.08.2023

Harjeet Singh and another ...Petitioners

vs.

State of Punjab and others ...Respondents

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

Present : Mr. Karandeep Singh, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Prince Pushpinder Rana, Advocate for
Mr. Jugraj Singh, Advocate
for respondents No.2 and 3.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of DDR No.49 dated 13.05.2019 (Annexure P-1) in FIR No.0079 dated 29.05.2019 (Annexure P-2) under Sections 452, 323, 34 of IPC (Section 452 IPC was deleted and Sections 326 and 34 of IPC was added later on), registered at Police Station Arniwala alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-3).

2. Vide order dated 02.06.2023, 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 (Annexure P-3).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Fazilka and got their statements recorded. Report

dated 21.08.2023 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 petitioner.

6. Resultantly, DDR No.49 dated 13.05.2019 (Annexure P-1) in FIR No.0079 dated 29.05.2019 (Annexure P-2) under Sections 452, 323, 34 of IPC (Section 452 IPC was deleted and Sections 326 and 34 of IPC was added later on), registered at Police Station Arniwala alongwith all consequential proceedings arising therefrom on the basis of compromise (Annexure P-3) are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

23.08.2023
hemlata

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