

265-2

. 2023:PHHC:116310

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

CRM-M-29406-2023

Date of Decision:04.09.2023

Surinder Singh and others

...Petitioners

vs.

State of Punjab and others

...Respondents

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

Present : Mr. Vishnu Dutt, Advocate
for the petitioners.

Mr. M.S. Bajwa, DAG, Punjab.

Mr. Naveen Bawa, Advocate
for respondents No.2 to 5.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of cross case bearing GD No. 24 dated 08.05.2020 registered under Sections 324 and 149 of IPC (sections 326, 325, 323 and 148 of IPC added later on) at Police Station Koom Kalan, District Ludhiana in case FIR No. 83 dated 08.05.2020 under Sections 452, 324,447, 506,148,149 and 427 of IPC (sections 323, 325, 326 of IPC added later on) registered at Police Station Koom Kalan, District Ludhiana (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 09.01.2023 (Annexure P-2).

2. Vide order dated 03.07.2023, while issuing notice of motion, 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 09.01.2023(Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the learned JMIC, Ludhiana and got their statements recorded. Report dated 22.08.2023 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 petitioners.

6. Resultantly, cross case bearing GD No. 24 dated 08.05.2020 registered under Sections 324 and 149 of IPC (sections 326, 325, 323 and 148 of IPC added later on) at Police Station Koom Kalan, District Ludhiana in case FIR No. 83 dated 08.05.2020 under Sections 452, 324,447, 506,148,149 and 427 of IPC (sections 323, 325, 326 of IPC added later on) registered at Police Station Koom Kalan, District Ludhiana (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

04.09.2023
hitesh

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