

266 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARHCRM-M-29539-2023 (O&M)
Date of Decision:04.09.2023

Aman Singla and another

...Petitioners

vs.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Karan Garg, Advocate
for the petitioners.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Pankaj K. Kakkar, Advocate
for respondents No.2 to 4.

N.S.Shekhawat J. (Oral)**CRM-25985-2023**

1. For the reasons mentioned in the application, the same is allowed, subject to all just exceptions. Annexures P-1 to P-3 are taken on record.

CRM-M-29539-2023

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.115 dated 28.04.2022 under Sections 452, 323, 506, 34 of IPC, registered at Police Station Patran, District Patiala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 01.05.2022 (Annexure P-2).

2. Vide order dated 03.07.2023, 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 01.05.2022 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Samana and got their statements recorded. Report dated 23.08.2023 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, FIR No.115 dated 28.04.2022 under Sections 452, 323, 506, 34 of IPC, registered at Police Station Patran, District Patiala (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 01.05.2022 (Annexure P-2) are hereby quashed qua the petitioners.

04.09.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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