

269 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31339-2023

Date of Decision:04.09.2023

Sukha Singh and another

...Petitioners

vs.

State of Haryana and another

...Respondents

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

Present : Mr. P.S. Miglani, Advocate
for the petitioners.

Mr. Gaurav Gurcharan Dass Rai, DAG, Haryana
for respondent No.1-State.

Mr. Priya Bansal, Advocate for
Mr. Nitin Sharma, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.87 dated 03.06.2017 under Sections 323, 324, 34 of IPC (Section 326 of IPC was added later on), registered at Police Station Sirsa Sadar, District Sirsa (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 21.06.2023 (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.

3. Pursuant to aforesaid order, the parties have appeared before the Additional Chief Judicial Magistrate, Sirsa and got their statements recorded.

Report dated 10.08.2023 has been received whereby after recording the statements of the parties, the Court below has shown its 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.87 dated 03.06.2017 under Sections 323, 324, 34 of IPC (Section 326 of IPC was added later on), registered at Police Station Sirsa Sadar, District Sirsa (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 21.06.2023 (Annexure P-2) are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

04.09.2023
hemlata

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