

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

CRM-M-33333-2023

Date of Decision:21.11.2023

Rishi Mahajan and Anr.

...Petitioners

vs.

State of Punjab and Anr.

...Respondents

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

Present : Mr. Angad Parmar, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Ms. Kashish Thakur, Advocate for
Mr. Vivek K. Thakur, 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 cross case ie. DDR No. 33 dated 02.07.2023, registered in an FIR No. 175 dated 02.07.2023 under Sections 323,379,34 of IPC registered at Police Station City Kapurthala, Kapurthala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-3).
2. Vide order dated 14.07.2023, 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 compromise (Annexure P-3).
3. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Kapurthala and got their statements recorded. Report

dated 11.08.2023 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, DDR No. 33 dated 02.07.2023, registered in an FIR No. 175 dated 02.07.2023 under Sections 323,379,34 of IPC registered at Police Station City Kapurthala, Kapurthala (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

21.11.2023
hitesh

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