

119+268 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-35102-2023 (O&M)
Date of Decision:29.08.2023

Amit Satija and another ...Petitioners

vs.

State of Punjab and another ...Respondents

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

Present : Ms. Shruty Bhimwal, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Satyam Arora, Advocate for
Mr. Rajeev Kawatra, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

CRM-36218-2023

1. Prayer in the application is for placing on record the order dated 17.07.2023 as Annexure P-6.
2. For the reasons mentioned in the application, the same is allowed. Annexure P-6 is taken on record.

CRM-M-35102-2023

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.0005 dated 25.01.2023 under Sections 294, 323, 427, 456, 506, 34 of IPC, registered at Police Station City-2 Abohar, District Fazilka, Punjab (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 01.03.2023 (Annexure P-2).

2. Vide order dated 21.07.2023, 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 dated 01.03.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Abohar and got their statements recorded. Report dated 02.08.2023 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.0005 dated 25.01.2023 under Sections 294, 323, 427, 456, 506, 34 of IPC, registered at Police Station City-2 Abohar, District Fazilka, Punjab (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 01.03.2023 (Annexure P-2) are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

29.08.2023
hemlata

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