

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

243

CRM-M-39453-2021

Date of Decision: July 14, 2023

Sandya Viridi

...Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Raj Kumar Arya, Advocate for the petitioner.
Mr. Mohit Chaudhary, AAG, Punjab.
Ms. Preety, Advocate for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No. 70 dated 28.12.2016 registered under Sections 328 and 120-B of IPC at Police Station Behrampur, District Gurdaspur (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 01.09.2021 (Annexure P-2) arrived between the parties.

2. Vide order dated 22.09.2021, 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 01.09.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the learned Principal Magistrate, Juvenile Justice Board, Gurdaspur and got their statements recorded. Report dated 13.10.2021

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 petitioner.

6. Resultantly, FIR No. 70 dated 28.12.2016 registered under Sections 328 and 120-B of IPC at Police Station Behrampur, District Gurdaspur (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

July 14, 2023

amit rana

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No