

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

266 CRM-M-35414-2023
Date of Decision:11.10.2023

Vishal and others ...Petitioners

Versus

State of Haryana and others ... Respondents

and

CRM M-35805 of 2023

Anil Kumar and others ... Petitioners

Vs.

State of Haryana and othersRespondents

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

Present : Mr. Aman Godara, Advocate, for the petitioners
in CRM-M-35414-2023 and for the private respondents
in CRM M-35805 of 2023.
Mr. Rohit Singh, Advocate for
Mr. S.S. Dinarpur, Advocate
for the petitioners in CRM M-35805 of 2023 and for the
private respondents in CRM-M-35414-2023.
Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

N.S.SHEKHAWAT, J. (Oral)

1. This order shall dispose of above mentioned two
petitions, i.e., CRM M-35414 of 2023 filed under Section 482 of the
Code of Criminal Procedure, 1973 for quashing of FIR No. 379 dated
14.11.2021 registered under Sections 323, 148, 149 and 506 IPC

(later on added Section 325 IPC) at Police Station Bilaspur, District Yamunanagar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2) and **CRM M 35805 of 2023** for quashing of FIR No. 373 dated 09.11.2021 registered under Sections 323, 324, 325, 308, 506 and 34 IPC at Police Station Bilaspur, District Yamunanagar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-10) arrived between the parties.

2. Vide order dated 27.07.2023 passed in CRM M-35414-2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Additional Sessions Judge, Yamuna Nagar at Jagadhri and got their statements recorded. Report dated 05.09.2023 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. The trial Court has also recorded in its report that FIR No. 379 dated 14.11.2021 under Sections 323, 325, 506, 148 and 149 IPC, Police Station Bilaspur, District Yamuna Nagar and FIR No. 373 dated 09.11.2021 under Sections 323, 324, 325, 308, 506 and 34 IPC, Police Station Bilaspur District Yamuna Nagar pertain to the same incident and most of the accused in the one FIR are witnesses in the other FIR.

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 offences 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. 379 dated 14.11.2021 registered under Sections 323, 148, 149 and 506 IPC (later on added Section 325 IPC) at Police Station Bilaspur, District Yamunanagar (Annexure P-1) and FIR No. 373 dated 09.11.2021 registered under Sections 323, 324, 325, 308, 506 and 34 IPC at Police Station Bilaspur, District Yamunanagar (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

11.10.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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