

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

267

CRM-M-35795-2023

Date of Decision:10.10.2023

Sukhdev Singh and others

...Petitioners

Versus

State of Punjab and others

... Respondents

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

Present : Mr. Pardeep Singh Mirpur, Advocate, for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Ms. Amandeep Kaur Gill, Advocate, for
Mr. Sanjeev Kumar, for respondents No. 2 and 3.

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. 113 dated 15.08.2016 registered under Sections 323, 324, 341, 355 and 34 IPC (later on added offence under Section 326 as per DDR No. 28 dated 23.08.2016) at Police Station Talwandi Sabo, District Bathinda (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-4) arrived between the parties.

2. Vide order dated 26.07.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise (Annexure P-4).

3. Pursuant to aforesaid order, the parties have appeared before the Sub-Divisional Judicial Magistrate, Talwandi Sabo, District Bathinda and got their statements recorded. Report dated 25.08.2023 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. 113 dated 15.08.2016 registered under Sections 323, 324, 341, 355 and 34 IPC (later on added offence under Section 326 as per DDR No. 28 dated 23.08.2016) at Police Station Talwandi Sabo, District Bathinda (Annexure P-1) alongwith

all consequential proceedings arising therefrom are hereby quashed
qua the petitioners.

10.10.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No