

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

267

CRM-M-36584-2023

Date of Decision:12.10.2023

Harpreet Singh

...Petitioner

Versus

State of Punjab and another

... Respondents

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

Present : Mr. Samar Pratap Singh Ahluwalia, Advocate, for the
petitioner.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Vijayveer Singh, 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. 12 dated 13.01.2023 registered under Sections 353, 186, 323 IPC (Section 307 deleted later on) at Police Station City Moga, District Moga (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 12.07.2023 (Annexure P-2) arrived between the parties.

2. Vide order dated 28.07.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise deed 12.07.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Moga, and got their statements

recorded. Report dated 07.08.2023 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 petitioner.

6. Resultantly, FIR No. 12 dated 13.01.2023 registered under Sections 353, 186, 323 IPC (Section 307 deleted later on) at Police Station City Moga, District Moga (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

12.10.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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