

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

267

CRM-M-36172-2023

Date of Decision:11.10.2023

Dilraj Singh Gulati and others

...Petitioners

Versus

State of Haryana and another

... Respondents

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

Present : Mr. Manoj Singhla, Advocate for
Mr. Prateek Sodhi, Advocate
for the petitioners.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Aharjot Grewal, Advocate for
Mr. Umesh Aggarwal, Advocate, for respondents No. 2,
3, 4 and 5.

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. 246 dated 13.09.2022 registered under Sections 341, 506, 148 and 149 IPC and Sections 25 and 27 of the Arms Act (later on added Sections 323 and 336 IPC at Police Station Cantonment, District Police Commissionerate Amritsar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-3) arrived between the parties.

2. Vide order dated 27.07.2023, 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-3).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Amritsar and got their statements recorded. Report dated 10.10.2023 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. 246 dated 13.09.2022 registered under Sections 341, 506, 148 and 149 IPC and Sections 25 and 27 of

the Arms Act (later on added Sections 323 and 336 IPC at Police Station Cantonment, District Police Commissionerate Amritsar (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