

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

284

CRM-M-36533-2023 (O&M)

Date of decision: 16.10.2023

JOBANJEET @ JOBANJIT SINGH @ JOBI

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

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

Present : Mr. Vipul Aggarwal, Advocate for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

Ms. Sunita Gupta, Advocate
for respondents No.2 and 3.

N.S.SHEKHAWAT. J.(Oral)

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.191 dated 01.05.2018 registered under Sections 353, 186, 332, 189, 34 of the Indian Penal Code, 1860 at Police Station Civil Lines, District Police Commissionerate Amritsar (Annexure P-1) as well as the charge sheet dated 11.07.2019 (Annexure P-4) and subsequent proceedings arising therefrom on the basis of compromise dated 03.08.2022 (Annexure P-5).

2. Vide order dated 31.07.2023 while issuing notice of motion, 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 03.08.2022 (Annexure P-5).

3. Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate First Class, Amritsar and got their statements recorded.

Report dated 12.10.2023 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 petitioner.

6. Resultantly, FIR No.191 dated 01.05.2018 registered under Sections 353, 186, 332, 189, 34 of the Indian Penal Code, 1860 at Police Station Civil Lines, District Police Commissionerate Amritsar (Annexure P-1) as well as the charge sheet dated 11.07.2019 (Annexure P-4) and alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

(N.S.SHEKHAWAT)
JUDGE

16.10.2023

Amandeep

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No