

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

CRM-M-38167-2023

Date of Decision:02.11.2023

Ankur Jain and others

...Petitioners

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Nitin Jain, Advocate with
 Mr. Ayush Gupta, Advocate
 for the petitioners.

Mr. Amish Sharma, Assistant Advocate General, Punjab.

Mr. Gurnoor S. Sethi, Advocate
for respondent No.2-complainant.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.137 dated 10.10.2014 under Sections 379, 420, 120-B of IPC and Sections 37, 52-A and 63 of the Copyrights Act, registered at Police Station Bhogpur, Jalandhar City (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 17.05.2023 (Annexure P-6).

2. Vide order dated 07.08.2023, a Co-ordinate Bench of 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 17.05.2023 (Annexure P-6).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Jalandhar and got their statements recorded. Report dated 19.09.2023 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.

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.137 dated 10.10.2014 under Sections 379, 420, 120-B of IPC and Sections 37, 52-A and 63 of the Copyrights Act, registered at Police Station Bhogpur, Jalandhar City (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 17.05.2023 (Annexure P-6) are hereby quashed qua the present petitioners.

(N.S.SHEKHAWAT)
JUDGE

02.11.2023
hemlata

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