

120+266

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-38602-2023 (O&M)****Date of Decision:29.08.2023**

Lali Pal

...Petitioner

vs.

State of Punjab and Another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr.Arshdeep Singh Virdi, Advocate
for respondent No.2.

N.S.Shekhawat J.**CRM-35659-2023**

1. Prayer in the present application is for placing on record the photocopy of Annexure P-9 and further from filing the certified copy of the same.

2. For the reasons mentioned in the application, the same is allowed, subject to all just exceptions. Annexure P-9 is taken on record.

Main case

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 24 dated 18.03.2015 under Sections 324,323,148,149 of IPC registered at Police Station City Batala, District Gurdaspur (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit.

2. Vide order dated 08.08.2023, 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/affidavit.

3. Pursuant to aforesaid order, the parties have appeared before the Additional Civil Judge (Senior Division), cum-Sub Divisional Judicial Magistrate, Batala and got their statements recorded. Report dated 17.08.2023 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. 24 dated 18.03.2015 under Sections 324,323,148,149 of IPC registered at Police Station City Batala, District Gurdaspur (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

7. All other pending application (s), if any, are also disposed off, accordingly.

(N.S.SHEKHAWAT)
JUDGE

29.08.2023
hitesh

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