

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

252/A

CRM-M-43308-2023

Date of Decision:25.09.2023

Krishan Lal and another

...Petitioners

Versus

State of Haryana and others

... Respondents

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

Present : Mr. Dharamveer Phour, Advocate, for the petitioners.
Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.
Mr. Raj Kumar Kaushik, Advocate, for respondents No. 2
and 3.

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 DDR No. 18 dated 25.03.2017 registered for committing the offence under Sections 323, 324, 506 and 34 IPC (Annexure P-1) as cross-case **(Case No. CHI 478/2017 titled as State Vs. Karam Singh and others)** on the statement of respondent No. 3, i.e. Sunita, in the case of FIR No.0034 dated 25.03.2017 registered under Sections 323, 324, 506 and 34 IPC (Section 326 IPC added later on) at Police Station Dhand District Kaithal (Annexure P-2) and all consequential proceedings arising therefrom on the basis of compromise dated 03.11.2019 (Annexure P-3) arrived between the parties.

2. Vide order dated 27.07.2022 in connected case, **i.e. CRM M-6013 of 2020 titled as Sultan Singh Vs. State of Haryana and**

others, 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 03.11.2019.

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Kaithal and got their statements recorded. Report dated 09.12.2021 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, DDR No. 18 dated 25.03.2017 (Annexure P-1) registered for committing the offence under Sections 323, 324, 506

and 34 IPC (Annexure P-1) alongwith all consequential proceedings
arising therefrom are hereby quashed qua the petitioners.

25.09.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking

:

Yes/No

Whether reportable

:

Yes/No