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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-55124-2023

Date of Decision:08.12.2023

Abhishek @ Abhi and others

...Petitioners

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. A. Grewal, Advocate for
Mr. Umesh Aggarwal, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Ms. Nandani Sharma, Advocate for
Mr. Prateek Sodhi, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. This petition has been filed under Section 482 Cr.P.C. for quashing of DDR No.39, dated 01.07.2020, registered under Sections 323, 325, 148, 149 of IPC, at Police Station Gate Hakima, District Police Commissionerate Amritsar in FIR No. 163 dated 19.06.2020 registered under Sections 323, 324, 325, 341, 506, 148, 149 of IPC, at Police Station Gate Hakima, District Police Commissionerate Amritsar and all subsequent proceedings arising therefrom on the basis of compromise.

2. Vide order dated 06.11.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise.

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Amritsar and got their statements recorded. Report dated 28.11.2023 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, DDR No.39, dated 01.07.2020, registered under Sections 323, 325, 148, 149 of IPC, at Police Station Gate Hakima, District Police Commissionerate Amritsar in FIR No. 163 dated 19.06.2020 registered under Sections 323, 324, 325, 341, 506, 148, 149 of IPC, at Police Station Gate Hakima, District Police Commissionerate Amritsar and all subsequent proceedings arising therefrom on the basis of compromise are hereby quashed qua the petitioners.

08.12.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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