

307

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

**CRM-M-55939-2023
Date of decision: 11.12.2023**

LAKHWINDER SINGH AND OTHERS

...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

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

Present: Mr. Jagjeet Singh, Advocate for
Mr. Amit Arora, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Ms. Muskan, Advocate for
Mr. Parminder Singh Kanwar, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

Short reply has been filed by way of affidavit of Deputy Superintendent of Police, Sub Division Valtaha, Camp at Bhikhiwind, District Tarn Taran, on behalf of respondent No.1-State, which is taken on record.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 65 dated 09.09.2014 under Sections 326/323/324/506/34 of the Indian Penal Code, 1860 at Police Station Khem Karan, District Tarn Taran (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-3).

Vide order dated 06.11.2023 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 (Annexure P-3).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Patti and got their statements recorded. Report dated 29.11.2023 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.

I have heard counsel for the parties and gone through the case file.

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.

Resultantly, FIR No. 65 dated 09.09.2014 under Sections 326/323/324/506/34 of the Indian Penal Code, 1860 at Police Station Khem Karan, District Tarn Taran (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

11.12.2023
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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