

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

304

CRM-M-56086-2023 (O&M)
Date of Decision: 11.12.2023

Jhony

.....Petitioner

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Rishu Garg, Advocate for the petitioner.
Mr. Mohit Chaudhary, AAG, Punjab.
Mr. Vinod K. Kanwal, Advocate for
Ms. Geetika Rani, Advocate for respondent No. 2

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 0246 dated 20.06.2020 under Sections 323, 458, 379, 160, 506, 427, 148 and 149 of IPC registered at Police Station Division No. 5, Police Commissionerate Jalandhar, District Jalandhar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of affidavit dated 12.10.2023 (Annexure P-2).

2. Vide order dated 07.11.2023 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 affidavit dated 12.10.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the JMIC, Jalandhar and got their statements recorded. Report dated 21.11.2023

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, FIR No. 0246 dated 20.06.2020 under Sections 323, 458, 379, 160, 506, 427, 148 and 149 of IPC registered at Police Station Division No. 5, Police Commissionerate Jalandhar, District Jalandhar alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

(N.S.SHEKHAWAT)
JUDGE

11.12.2023
M. Sikka

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