

2023:PHHC:160846
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57145-2023
Date of Decision:14.12.2023

Sandeep @ Deepa and Anr.

...Petitioners

vs.

State of Haryana and Anr.

...Respondents

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

Present : Mr. Sant Lal Barwala, Advocate
for the petitioners.

Mr. Rajeev Sidhu, DAG, Haryana.

Mr. Vishavjeet Gill, 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. 162 dated 14.04.2023 under Sections 307,323,34,341 and 506 of IPC and Section 25 of Arms Act, registered at Police Station Narnaund District Hansi (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 10.09.2023. (Annexure P-2).

2. Vide order dated 14.11.2023, 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 compromise/affidavit dated 10.09.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the JMIC,Hansi and got their statements recorded. Report dated 11.12.2023

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. Learned State counsel submits that in the present case, the offence under Sections 307 of IPC and Section 25 of Arms Act have been ordered to be deleted in the present case.

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

6. 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.

7. Resultantly, FIR No. 162 dated 14.04.2023 under Sections 307,323,34,341 and 506 of IPC and Section 25 of Arms Act, registered at Police Station Narnaund District Hansi (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

14.12.2023
hitesh

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