

235 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9186-2023

Date of Decision:19.01.2024

Shinder Singh @ Golu and others

...Petitioners

vs.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Amit Arora, Advocate
for the petitioners.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Ms. Meena, Advocate for Mr. P.S.Kanwar, Advocate
for respondents No.2 & 3.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0127 dated 15.11.2022 under Sections 307, 341, 324, 506, 148, 149, of IPC and Sections 25 and 27 of Arms Act 1959 (offences under Sections 307, 324 of IPC and Sections 25 and 27 of Arms Act stands deleted and Sections 323 of IPC stands added vide DDR No.25 dated 15.02.2023), registered at Police Station Bhikhiwind, District Tarn Taran (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-3).

2. Vide order dated 22.02.2023, 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 (Annexure P-3).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Patti and got their statements recorded. Report dated 17.04.2023 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.0127 dated 15.11.2022 under Sections 307, 341, 324, 506, 148, 149, of IPC and Sections 25 and 27 of Arms Act 1959 (offences under Sections 307, 324 of IPC and Sections 25 and 27 of Arms Act stands deleted and Sections 323 of IPC stands added vide DDR No.25 dated 15.02.2023), registered at Police Station Bhikhiwind, District Tarn Taran (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-3) are hereby quashed qua the present petitioners.

(N.S.SHEKHAWAT)
JUDGE

19.01.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No