



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9151-2024
Date of Decision:07.08.2024

Sukhjit Singh ...Petitioner

vs.

State of Punjab and others ...Respondents

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

Present : Mr. J.S Sekhon, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab..

Mr. Sahil Matharoo, Advocate, for
respondents No.2 and 3.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 42 dated 30.04.2016 under Sections 435,506 of IPC registered at Police Station Haryana District Hoshiarpur (Annexure P-1) and for setting aside the judgment of conviction dated 06.11.2018 (Annexure P-2) passed by the Court of JMIC, Hoshiapur alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 10.09.2019 (Annexure P-5).
2. Vide order dated 21.02.2024 while issuing notice of motion, 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 dated 10.09.2019 (Annexure P-5).
3. Pursuant to aforesaid order, the parties have appeared before the

JMIC, Hoshiarpur and got their statements recorded. Report dated 02.08.2024 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 petitioners.

6. Resultantly, FIR No. 42 dated 30.04.2016 under Sections 435,506 of IPC registered at Police Station Hariana District Hoshiarpur (Annexure P-1) and for setting aside the judgment of conviction dated 06.11.2018 (Annexure P-2) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

07.08.2024
hitesh

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