

2024:PHHC:051989
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11562-2024
Date of Decision:18.04.2024

Yogesh @ Yogesh Kumar and others ...Petitioners

vs.

State of Haryana and Others ...Respondents

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

Present : Mr. Himanshu Munjal, Advocate with
 Mr. Vishal Walia, Advocate
 for the petitioners.

Mr. Karan Garg, AAG, Haryana.

Mr. Aman Yadav, Advocate for
Mr. Sumit Chahal, Advocate
for respondents No.2 to 7.

N.S.Shekhawat J. (Oral)

1. The present petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 137 dated 09.04.2020 under Sections 323,452,506,285,147,149 of IPC and under Sections 25 and 27 of Arms Act (subsequently during investigation Section 25 of Arms Act deleted and Sections 337 and 201 of IPC added later on) registered at Police Station Dharuhera, District Rewari (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 20.02.2024 (Annexure P-2).
2. Vide order dated 04.03.2024, 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 dated 20.02.2024 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the JMIC, Rewari and got their statements recorded. Report dated 28.03.2024 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. Learned State counsel submits that weapon of offence, which was allegedly used in the present case was the licensed weapon of the Deepak, accused and no fire arm injury was caused to any of the injured/victims.

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. 137 dated 09.04.2020 under Sections 323,452,506,285,147,149 of IPC and under Sections 25 and 27 of Arms Act (subsequently during investigation Section 25 of Arms Act deleted and Sections 337 and 201 of IPC added later on) registered at Police Station Dharuhera, District Rewari (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

18.04.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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