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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19496-2023 (O&M)

Date of Decision: 13.03.2024

MOHINDERPAL JASSAL

... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: None for the petitioner.

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

Ms. Jaspreet Kaur, Advocate for respondent No.2.

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HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 103 dated 24.05.2021, under Sections 323, 354-A and 506 of IPC, 1860, registered at Police Station Khanna City-2, District Khanna, Ludhiana, Punjab on the basis of compromise dated 28.02.2023 (Annexure P-2) between the parties.

[2] Perusal of the case file indicates that the FIR was registered at the instance of respondent No.2 on account of private dispute. Now with the intervention of respectables, friends and relatives, the said dispute has been amicably settled between the parties.

[3] Learned counsel appearing on behalf of respondent No. 2 has confirmed the factum of compromise between the parties.

[4] On 20.04.2023, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the

compromise.

[5] As per the report dated 24.05.2023, received from learned Judicial Magistrate First Class, Khanna, the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner has not been declared as “Proclaimed Offender” and he is not involved in any other criminal case.

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[7] Keeping in view the facts and circumstances of the case, the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon’ble Apex Court in *Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543* and the decision of Hon’ble the Full Bench of this Court in *Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052*, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and FIR No. 103 dated 24.05.2021, under Sections 323, 354-A and 506 of IPC, 1860, registered at Police Station Khanna City-2, District Khanna, Ludhiana, Punjab and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[9] Pending miscellaneous application(s), if any, shall also stand disposed of.

13.03.2024

Janki

(HARPREET KAUR JEEWAN)

JUDGE