



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-21661-2024
Date of Decision:18.07.2024

Parveen @ Parawanta ...Petitioner

vs.

State of Haryana and Anr. ...Respondents

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

Present : Ms. Nitu Kumari, Advocate
for the petitioner.

Mr. Rajinder Kumar Banku, Deputy Advocate General, Haryana.

Mr.Rohit Kumar, 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. 395 dated 11.12.2023 under Sections 147,149,307,506 of IPC and under Section 25 of Arms Act, registered at Police Station Dadri Sadar, District Charkhi Dadri (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 22.04.2024 (Annexure P-2).
2. Vide order dated 01.05.2024, 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/affidavit dated 22.04.2024 (Annexure P-2).
3. Pursuant to aforesaid order, the parties have appeared before the



Sessions Judge, Charkhi Dadri and got their statements recorded. Report dated 11.06.2024 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 counsel for the petitioner contends that the FIR has been registered under Section 307 of IPC, however, it is no injury case and falls under the exception carved out in the matter of **“State of Madhya Pradesh Vs. Laxmi Narayan; 2019 (2) RCR (Criminal)255.**

5. Reply by way of an affidavit of Deputy Superintendent of Police, Head Quarter, Charkhi Dadri has been filed on behalf of respondent-State and the same is taken on record.

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

7. 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.

8. Resultantly, FIR No. 395 dated 11.12.2023 under Sections 147,149,307,506 of IPC and under Section 25 of Arms Act registered at Police Station Dadri Sadar, District Charkhi Dadri (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

18.07.2024
hitesh

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