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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26738-2023
Date of decision: 23.01.2024

AMARJEET SINGH ALIAS AMARJIT SINGH AND OTHERS
...Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS
...Respondents

CORAM: HON'BLE MR. JUSTICE N. S. SHEKHAWAT

Present: Mr. Manu Loona, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Kamal Narula, Advocate
for respondents No.2 and 3.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 173 dated 21.08.2020 under Sections 452, 323, 148 and 149 of Indian Penal Code, 1860 registered at Police Station Khuhi Khera, District Fazilka alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 18.05.2023 (Annexure P-2).

Vide order dated 26.05.2023 while issuing notice of motion, by 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 18.05.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Chief Judicial Magistrate, Fazilka and got their statements recorded. Report dated 04.08.2023 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.

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

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.

Resultantly, FIR No. 173 dated 21.08.2020 under Sections 452, 323, 148 and 149 of Indian Penal Code, 1860 registered at Police Station Khuhi Khera, District Fazilka alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

23.01.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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