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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-30494-2020

Date of Decision:30.01.2024

Sarabjit Singh and others

...Petitioners

VS.

State of Punjab and others

...Respondents

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

Present : Mr. Vikas Bishnoi, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Rishu Mahajan, Advocate
for respondents No.2 to 6-complainant.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of G.D.No.24 dated 30.12.2019 under Sections 323, 324, 325, 326, 452, 148, 149 of IPC, registered at Police Station Chattiwind, Amritsar City, in case FIR No.228 dated 25.12.2019 under Sections 307/34 of IPC and under Sections 25/27 of Arms Act, 1959, at Police Station Chattiwind, Amritsar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit (Annexure P-2).

2. Vide order dated 21.04.2023, 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 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Amritsar and got their statements recorded. Report

dated 30.09.2023 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.

4. Learned State counsel submits that no injury in the present case was declared to be dangerous to life and all the injuries suffered by the injured were grievous and simple in nature.

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

6. 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 petitioner.

7. Resultantly, G.D.No.24 dated 30.12.2019 under Sections 323, 324, 325, 326, 452, 148, 149 of IPC, registered at Police Station Chattiwind, Amritsar City, in case FIR No.228 dated 25.12.2019 under Sections 307/34 of IPC and under Sections 25/27 of Arms Act, 1959, at Police Station Chattiwind, Amritsar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit (Annexure P-2) are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

30.01.2024
hemlata

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