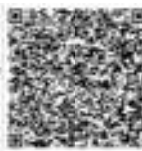


2024.PHHC:132608



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

SR. No.203

CRM-M-36660-2024

Date of decision:04.10.2024

Madan Kumar

...Petitioner

Versus

State of Punjab and another

...Respondent(s)

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

Present: Mr.Himanshu Puri, Advocate for the petitioner.
Mr.Malkit Singh Dhillon, Sr. DAG, Punjab.
Mr. Sunny Singla, Advocate for respondent No.2.

N.S. SHEKHAWAT, J.

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.167 dated 05.06.2023 under Sections 323/324/506 IPC (Sections 303 & 326 IPC added and Section 323 IPC deleted later on) registered at Police Station City Kharar, District Mohali (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).
2. Vide order dated 01.08.2024m, 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 15.02.2024 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the learned Additional District & Sessions Judge, Fast Track Special Court, SAS Nagar (Mohali) and got their statements recorded. A report dated 11.09.2024 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. 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 petitioner.

6. Resultantly, FIR No.167 dated 05.06.2023 under Sections 323/324/506 IPC (303 & 326 IPC added later on and 323 IPC deleted) registered at Police Station City Kharar, District Mohali (Annexure P-1) alongwith all consequential proceedings arising therefrom is hereby quashed qua the petitioner.

04.10.2024
mks/mamta

(N.S. SHEKHAWAT)
JUDGE

Whether Speaking/Reasoned:
Whether Reportable:

YES / NO
YES / NO