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

CRM-M-44952-2023

Date of Decision: 10.04.2024

Kamal and others

...Petitioner

VS.

State of Punjab and others

...Respondent

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

Present : Mr. Sandeep Sharma, Advocate
for the petitioners.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Manoj R. Sharma, Advocate
for respondents No.2 to 5.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 121 dated 21.04.2023 registered under Sections 323, 341, 506, 148, 149, 452 of IPC (offence under Section 308 of IPC added later on), at Police Station Rama Mandi, District Police Commissionerate Jalandhar (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 13.08.2023 (Annexure P-2).

2. Vide order dated 04.03.2024, 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 13.08.2023 (Annexure P-2).

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

Report dated 28.03.2024 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. 121 dated 21.04.2023 registered under Sections 323, 341, 506, 148, 149, 452 of IPC (offence under Section 308 of IPC added later on), at Police Station Rama Mandi, District Police Commissionerate Jalandhar (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 13.08.2023 (Annexure P-2) are hereby quashed qua the petitioners.

10.04.2024.
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(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No