

310/A

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-45792-2023****Date of decision: 26.02.2024**

Lovepreet Singh @ Labba and ors

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE N. S. SHEKHAWAT**Present:** Mr. Nikhil Sabharwal, Advocate
for the petitioners.

Ms. Amrita Garg, AAG, Punjab.

Mr. Pankaj Singh, Advocate for
Mr. R. K. Karanwal, Advocate
for respondents No.2 to 4.

N. S. SHEKHAWAT, J. (Oral)

At the very outset, learned counsel for the petitioners does not press the present petition qua the petitioner No.3 namely Kashmir Lal S/o Sukhdev Lal.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 0003 dated 18.01.2022 registered under Sections 452, 341, 323, 148, 149 of IPC (Subsequently added sections 325 and 308 IPC) at Police Station Dhilwan, District Kapurthala (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 31.10.2022 (Annexure P-4).

Vide order dated 15.09.2023 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 31.10.2022 (Annexure P-4).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Kapurthala and got their statements

recorded. Report dated 19.02.2024 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.

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. 0003 dated 18.01.2022 registered under Sections 452, 341, 323, 148, 149 of IPC (Subsequently added sections 325 and 308 IPC) at Police Station Dhilwan, District Kapurthala (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

26.02.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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