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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46937-2023 (O&M)

Date of decision: 16.01.2024

JAI GOPAL LALLI AND OTHERS

...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

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

Present: Mr. Deepak Nayyar, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. C. S. Singhal, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 106 dated 12.03.2017 under Sections 323, 341, 148, 149 and 506 of Indian Penal Code, 1860 registered at Police Station Civil Lines, District Police Commissionerate Amritsar, Punjab (Annexure P-1), alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 22.08.2023 (Annexure P-2).

Vide order dated 19.09.2023, passed by Co-ordinate Bench of this Court 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 22.08.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Chief Judicial Magistrate, Amritsar and got their statements recorded. Report dated 10.01.2024 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. 106 dated 12.03.2017 under Sections 323, 341, 148, 149 and 506 of Indian Penal Code, 1860 registered at Police Station Civil Lines, District Police Commissionerate Amritsar, Punjab (Annexure P-1)alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

16.01.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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