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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46093-2024
Date of decision: 24.10.2024

YOGESH AND OTHERS

...Petitioner(s)

VERSUS

STATE OF HARYANA AND OTHERS

...Respondent(s)

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

Present: Mrs. Santosh Bhardwaj, Advocate for
Mr. Punit Malik, Advocate
for the petitioner(s).

Mr. Rajinder Kumar Banku, DAG, Haryana.

Mr. Dharamvir Sharma, Advocate
for respondents No.2 to 8.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 528 of the Bharatiya Nagrik Suraksha Sanhita, 2023 for quashing of an FIR No. 144 dated 23.04.2024, registered under Sections 147,148,149,323 and 506 of IPC, Police Station City Sohna, Gurugram (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 06.09.2024 (Annexure P-2).

Status report by way of an affidavit of the Assistant Commissioner of Police, Sohna, Gurugram has been filed on behalf of the respondent No.1-State and the same is taken on record.

Vide order dated 17.09.2024 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 06.09.2024 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the Sub Divisional Judicial Magistrate, Sohna, Gurugram and got their statements recorded. Report dated 03.10.2024 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 petitioner(s).

Resultantly, FIR No. 144 dated 23.04.2024, registered under Sections 147,148,149,323 and 506 of IPC, Police Station City Sohna, Gurugram (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner(s).

24.10.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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