

205

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51432-2023
Date of decision: 29.02.2024

Harwinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

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

Present: Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. M. S. Bajwa, DAG, Punjab.

Mr. Bajinder Singh, Advocate for
Mr. Neeraj Kumar, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

Learned counsel for the parties submit that the injuries suffered by Jyoti were simple in nature and the respondent No.2 is wife of the present petitioner. They further submit that now the petitioner and respondent No.2 are staying together happily in the matrimonial home.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 145 dated 27.07.2021 registered under Sections 307, 324 and 341 of IPC at Police Station Sadar Kapurthala, District Kapurthala and subsequent proceedings arising therefrom on the basis of compromise dated 30.09.2023 (Annexure P-2).

Vide order dated 25.01.2024 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 30.09.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned District and Sessions Judge, Kapurthala and got their statements recorded. Report dated 07.02.2024 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 petitioner.

Resultantly, [FIR No. 145 dated 27.07.2021](#) registered under Sections 307, 324 and 341 of IPC at Police Station Sadar Kapurthala, District [Kapurthala](#) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

29.02.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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