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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-59972-2023
Date of decision: 09.01.2024

LALIT KUMAR @ SUNNY SAHNI AND OTHERS ...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER ...Respondents

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

Present: Mr. Akshay Chadha, Advocate
for the petitioners.

Ms. Kashish Aggarwal, Advocate
for respondent No.2.

Mr. Vijay Kumar, Advocate for
Mr. Sunil Agnihotri, Advocate
for the complainant/respondents No.2 and 3.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 121 dated 13.06.2023 under Sections 323, 452, 448, 511, 506, 148 and 149 of Indian Penal Code, 1860 (Sections 25/54/59 of Arms Act added later on) registered at Police Station Sadar Ludhiana, Police commissionerate Ludhiana, District Ludhiana (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of settlement/agreement dated 19.08.2023 (Annexure P-2).

Vide order dated 29.11.2023 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 settlement/agreement dated 19.08.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Ludhiana and got their statements recorded. Report dated 22.12.2023 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. 121 dated 13.06.2023 under Sections 323, 452, 448, 511, 506, 148 and 149 of Indian Penal Code, 1860 (Sections 25/54/59 of Arms Act added later on) registered at Police Station Sadar Ludhiana, Police commissionerate Ludhiana, District Ludhiana (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

09.01.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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