

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-62942-2023
Date of Decision:09.04.2024

Prashant Gupta ...Petitioner

vs.

State of Punjab and Anr. ...Respondents

Coram : **Hon’ble Mr. Justice N.S.Shekhawat**

Present : Mr. Gagan Bajaj, Advocate with
 Mr. Birinder Pal, Advocate and
 Mr. Aayush Goyal, Advocate
 for the petitioner.

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

 Mr. Amardeep Singh Mann, Advocate
 for respondent No.2.

N.S.Shekhawat J. (Oral)

1. Learned counsel for the parties submit that there was a matrimonial dispute between the petitioner and the respondent No.2. Now both the parties have amicably resolved their all disputes and happily residing in the matrimonial home.
2. The present petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 0006 dated 09.01.2022 under Sections 307 and 120-B of IPC, registered at Police Station Lalru, District SAS Nagar, Mohali, Punjab (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 23.10.2023 (Annexure P-2).
3. Vide order dated 07.03.2024, 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/affidavit dated 23.10.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Additional District and Sessions Judge, SAS Nagar, Mohali and got their statements recorded. Report dated 27.03.2024 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.

4. I have heard counsel for the parties and gone through the case file.

5. 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.

6. Resultantly, FIR No. 0006 dated 09.01.2022 under Sections 307 and 120-B of IPC, registered at Police Station Lalru, District SAS Nagar, Mohali, Punjab (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

(N.S.SHEKHAWAT)
JUDGE

09.04.2024
hitesh

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