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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-65370-2023

Date of decision: 29.02.2024

Kamlesh @ Ginni and others

...Petitioners

Versus

State of Punjab and another

...Respondents

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

Present: Mr. Anosh Samson, Advocate for
Mr. Vinay Kumar, Advocate
for the petitioners.

Mr. Madhur Sharma, AAG, Punjab.

Mr. Abhinav Singh, Advocate for
Mr. Sanjeet Singh, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

A short reply by way of an affidavit of Deputy Superintendent of Police, Sub Division City Batala, Police District Batala has been filed on behalf of the respondent No.1 and the same is taken on record.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 37 dated 26.02.2021 registered under Sections 323, 324 and 34 of IPC at Police Station Civil Line Batala, District Batala (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

Vide order dated 05.01.2024 while issuing notice of motion, passed by a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Batala and got their statements recorded. Report dated 22.02.2024 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 petitioners.

Resultantly, FIR No. 37 dated 26.02.2021 registered under Sections 323, 324 and 34 of IPC at Police Station Civil Line Batala, District Batala (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

29.02.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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