

2025:PHHC:011881



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

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CRM M-28875 of 2018

Date of Decision: 23.01.2025

Gurwinder Singh and others ...Petitioners
Versus
State of Punjab and another ... Respondents

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

Present : Mr. G.S. Brar, Advocate for the petitioners.

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

Mr. Deepak Gupta, Advocate, for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 of Cr.P.C. for quashing of an FIR No. 72 dated 05.06.2018 under Sections 434, 447 and 511 of IPC registered at Police Station Sadar Sri Kuktsar, District Sri Kuktsar Sahib (Annexure P-1) alongwith all the consequential proceedings arising therefrom.

2. During the pendency of the petition, vide order dated 06.03.2024 passed by this Court, the parties were referred to the Mediation and Conciliation Centre of this Court to explore the possibility of the compromise. Accordingly, the mediation

proceedings were held before this Court and, ultimately, both the sides, the petitioner/accused as well as the complainant had signed a settlement/compromise deed dated 16.05.2024 before the Mediation and Conciliation Centre of this Court. Later on vide order dated 19.07.2024, the parties were directed to appear before the Area Magistrate/Duty Magistrate on or before 06.08.2024 to get their statements recorded with regard to the compromise.

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Sri Muktsar Sahib and got their statements recorded. Report dated 14.08.2024 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.

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

6. 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.

7. Resultantly, FIR No. 72 dated 05.06.2018 under Sections 434, 447 and 511 of IPC registered at Police Station Sadar Sri Kuktsar, District Sri Kuktsar Sahib (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

23.01.2025
amit rana

(N.S.SHEKHAWAT)
JUDGE

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