

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

(266)

CRM-M-28380-2015

Decided on: November 17, 2015.

Kuku and others

.... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. I.P.S. Mangat, Advocate, for the petitioners.

Mr. Gazi Mohammad, DAG, Punjab.

Mr. Parminder Singh, Advocate,
for respondent No.2-complainant.

M.M.S. BEDI, J (ORAL)

Petitioners seek quashing of FIR No.39 dated 04.03.2010, under Sections 323, 324, 452, 148, 149, 34 IPC registered at Police Station Garhshankar, District Hoshiarpur on the basis of compromise.

The said FIR was registered at the instance of respondent No.2 Balwinder Singh @ Bholla alleging that the petitioners had trespassed in the house of the complainant armed with kirpan and sticks and assaulted the complainant and caused injuries on different parts of his body.

Parties were directed to appear before the trial Court to get their statements recorded regarding the compromise. After recording the statements of the parties, a report has been received to the effect that the matter has been compromise voluntarily without any threat, coercion or undue influence.

In view of said circumstances, I do not find any reason not to permit the quashing of criminal proceedings on the basis of compromise.

Following the full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052,** the petition is allowed except qua petitioner No.4 who has already expired. The aforesaid FIR and all the criminal proceedings emanating therefrom are hereby quashed on the basis of compromise subject to petitioners No. 1 to 3 depositing a total sum of Rs.10,000/- with Punjab State Legal Services Authority, Sector 22, Chandigarh within a period of one month.

(M.M.S. BEDI)
JUDGE

November 17, 2015
harsha