

253/253-A

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

1)

**CRM-M No. 3974 of 2015 (O&M)
Dated of Decision: 20.11.2015**

Gurbachan Singh and Others

..... Petitioners

Versus

State of Punjab and Others

..... Respondents

AND

2)

CRM-M No. 6155 of 2015 (O&M)

Gurbachan Singh and Others

..... Petitioners

Vs.

State of Punjab and Another

..... Respondents

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

Present: Mr. Rajiv Joshi, Advocate
for petitioners in CRM-M No. 3974 of 2015.

Mr. Vivek Goel, Advocate
for petitioners in CRM-M No. 6155 of 2015.

Mr. Jashan Preet Singh, AAG, Punjab.

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

This order will dispose of two petitions, one filed by Gurbachan Singh and others (CRM-M No. 3974 of 2015) for quashing of FIR No. 110, dated 15.07.2013, under Sections 308, 323, 324, 326, 148 and 149 of the Indian Penal Code, registered at Police Station Maqsudan, District Jalandhar and the other filed by Gurbachan Singh and others (CRM-M No. 6155 of 2015) for quashing of DDR

No. 37, dated 15.07.2013, under Sections 308, 323, 325, 148 and 149 of the Indian Penal Code recorded in the above said FIR. Quashing has been sought on the basis of compromise.

The above said FIR was registered at the instance of Harjinder Singh son of Tarlochan Singh alleging that Gurbachan Singh son of Bishan Singh alongwith other co-accused constituted an unlawful assembly and assaulted Harjinder Singh, Tarlochan Singh and Harjot Singh.

The cross version was recorded at the instance of Harjinder Singh son of Satnam Singh alleging that Gurbachan Singh son of Shankar Singh alongwith other co-accused had assaulted said Harjinder Singh, Balwinder Singh and Amandeep Singh.

Parties were directed to appear before the trial Court to record statements regarding the matter having been compromised. A report has been received from the Additional Sessions Judge, Jalandhar. It is stated in the report that the complainant parties have effected a compromise with the accused-petitioners without any undue influence and pressure.

After going through the record, I am satisfied that the group of accused in the above said FIR and cross-version have amicably resolved the dispute and entered into a compromise voluntarily.

Accordingly, both the aforementioned petitions are allowed, following the Full Bench judgment of this Court in ***Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052***. The above said FIR and cross version are quashed on the basis of compromise subject to the following conditions:-

- (1) Petitioners Gurbachan Singh and others in CRM-M No. 3974 of 2015, will deposit a total sum of Rs. 10,000/- with Punjab State Legal

Services Authority, Sector-22, Chandigarh and another total sum of Rs. 5,000/- with Punjab Police Welfare Fund, Sector-9, Chandigarh within a period of one month.

- (2) Petitioners Gurbachan Singh and others in CRM-M No. 6155 of 2015 will also deposit a total sum of Rs. 10,000/- with Punjab State Legal Services Authority, Sector-22, Chandigarh and another total sum of Rs. 5,000/- with Punjab Police Welfare Fund, Sector-9, Chandigarh within a period of one month.

November 20, 2015

'dk kamra'

**(M.M.S. BEDI)
JUDGE**