

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-33703-2016

Date of decision : 12.01.2017

Balwinder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Ankit Kaushal, Advocate
for the petitioners.

Mr. D.S.Virk, AAG, Punjab.

Mr.Bimak Sharma, Advocate
for Mr.Jasmer Singh Rozera, Advocate
for respondent no.2.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, quashing of FIR No. 43 dated 27.06.2016, registered against the petitioners at Police Station Sandaur, Malerkotla, District Sangrur, for the alleged commission of offences punishable under Sections 324,294,506,148,149,323 IPC, is sought to be quashed on the basis of a compromise arrived at between the petitioners-accused and respondent no. 2, i.e. the complainant.

Vide an order of this Court dated 22.09.2016, the parties were directed to appear before the learned Illaqa Magistrate/trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the order dated 22.09.2016, the statements of the petitioners as also respondent no.2 have been recorded by the learned

As per the report of the learned Judicial Magistrate Ist Class, the compromise entered into between the petitioners and the said respondent, was without any pressure and coercion.

In view of the above keeping in view the nature of the offences and the ratio of the law laid down by the hon'ble Supreme Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, in the opinion of this Court, it would be pointless to continue with criminal proceedings, the parties having fully compromised the matter of their own free will.

Consequently, the petition is allowed and FIR No. 43 dated 27.06.2016, registered against the petitioners at Police Station Sandaur, Malerkotla, District Sangrur, for the alleged commission of offences punishable under Sections 324, 294, 506, 148, 149, 323 IPC, along with all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

January 12, 2017.

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No