

261 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34830 of 2016 (O&M)
Date of decision: 14.02.2017.

Bhupinder Singh and others ...Petitioners

Versus

State of Punjab and another ...Respondents.

CORAM: HON'BLE MR JUSTICE HARINDER SINGH SIDHU

Present: Mr. Sukhwinder Singh Chatrath, Advocate
for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

Mr. K.B.S. Mann, Advocate for the complainant.

HARINDER SINGH SIDHU, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing the FIR No. 135 dated 06.09.2015, under Sections 323, 324, 341, 148 and 149 IPC, registered at Police Station Bhogpur, District Jalandhar Rural, Punjab (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated 30.07.2016 (Annexure P-2).

Vide order dated 29th September, 2016, parties were directed to appear before the Illaqa Magistrate/ trial Court for recording their respective statements with regard to compromise/settlement. In compliance thereof, report of the judicial Magistrate, 1st Class, Jalandhar has been received, wherein, it has been stated that the accused and complainant have suffered separate statements about the compromise having been entered into and also the fact that the same has been effect of their own free will and without any threat, coercion or pressure. The compromise between the parties is

found to be genuine and valid. It has also been stated that none of the six accused in this case have been declared proclaimed offender.

In view of the above, the present petition is allowed and FIR No. 135 dated 06.09.2015, under Sections 323, 324, 341, 148 and 149 IPC, registered at Police Station Bhogpur, District Jalandhar Rural, Punjab (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners.

February 14, 2017
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(HARINDER SINGH SIDHU)
JUDGE

Whether speaking / reasoned Yes / No

Whether reportable Yes / No