

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

CRM-M-11153-2018

Date of decision:17.07. 2018

Amrit Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. R.P. Verma, Advocate
for the petitioners.

Mr. Sarabjit Singh Cheema, AAG, Pubjab
for respondent No.1.

Mr. Inderjit Sharma, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of the cross version lodged vide DDR No.24 dated 07.02.2017 under Sections 307, 323, 149 of the Indian Penal Code, 1860 and Sections 27, 54, 59 of the Arms Act arising out of the FIR No.168 dated 02.12.2016 under Sections 308, 379-B, 323, 341, 120-B, 148, 149 of the Indian Penal Code, 1860 Police Station Nehianwala, District Bathinda and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 04.04.2018 the parties had been directed to

appear before the trial Court/Illaq Magistrate so as to get the statements recorded with regard to genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Bathinda has been received wherein it has been reported that statements of complainant -Varinder Singh and also of the the accused have been recorded to the effect that they have have compromised the matter and that complainant and injured persons have no objection if the FIR is quashed. It has specifically been opined by learned Judicial Magistrate Ist Class, Bathinda that the compromise is genuine, voluntary, without any fear, coercion or undue influence.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and the DDR No.24 dated 07.02.2017 under Sections 307, 323, 149 of the Indian Penal Code, 1860 and Sections 27, 54, 59 of the Arms Act arising out of the FIR No.168 dated 02.12.2016 under Sections 308, 379-B, 323, 341, 120-B, 148, 149 of the Indian Penal Code, 1860 Police Station Nehianwala, District Bathinda and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

17.07. 2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No