

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

CRM-M-12218-2018 (O&M)

Date of Decision:-26.7.2018

Sukhwinder Singh and another

... Petitioners

Versus

State of U.T., Chandigarh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. V.B. Aggarwal, Advocate for the petitioners.

Mr. U.S. Toor, Addl.P.P., U.T., Chandigarh.

Mr. Jitender Bansal, Advocate for respondents No.2 to 6.

GURVINDER SINGH GILL, J.(Oral)

The petitioners seek quashing of FIR No.108 dated 14.4.2016 registered under Sections 307, 323 and 34 of Indian Penal Code, 1860 at Police Station Industrial Area, Chandigarh and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 30.5.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate on 6.6.2018 so as to get their statements recorded qua the factum of compromise.

Report of learned Additional District & Sessions Judge, Chandigarh has been received, wherein it has been reported that the statements of complainant Madan Gopal, injured/witnesses Alka, Kanta, Satinder Kumar and Smriti and also of the accused Sukhwinder Singh

and Nachhattar Singh have been recorded to the effect that they have compromised the matter out of their own free Will and without there being any undue influence or pressure.

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 present petition is allowed and FIR No.108 dated 14.4.2016 registered under Sections 307, 323 and 34 of Indian Penal Code, 1860 at Police Station Industrial Area, Chandigarh and all the consequent proceedings arising therefrom are hereby quashed.

26.7.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No