

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

CRM-M-1272-2018 (O&M)

Date of Decision:- 14.9.2018

Jagbir Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Mandeep Kumar Dhot, Advocate, for the petitioners.

Mr. A.S.Sandhu, Addl. A.G. Punjab.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 193 dated 24.9.2017 under Sections 406, 420, 120-B IPC, Police Station City, Moga and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 15.1.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded.

Report of learned Chief Judicial Magistrate, Moga has been received to the effect that statement of complainant Inderjit Singh and also of accused Jagbir Singh and Rajbir Singh have been recorded to the effect that they have entered into a compromise with the intervention of

respectables. The complainant has specifically stated that nothing is due towards the accused and that he does not wish to pursue with the present FIR. The learned Chief Judicial Magistrate, Moga opined that the compromise effected amongst the parties is genuine and have been effected out of their free will without there being any coercion.

In view of the aforesaid report 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 stands allowed and FIR No. 193 dated 24.9.2017 under Sections 406, 420, 120-B IPC, Police Station City, Moga and all the consequent proceedings arising therefrom are hereby quashed.

September 14, 2018

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No