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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-12696-2017
Date of Decision: 09.01.2018

Balwinder Singh and others

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Sunny K. Singla, Advocate,
for the petitioners.

Mr. Bhupender Beniwal, A.A.G., Punjab.

None for respondents no. 2 to 4.

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AMOL RATTAN SINGH, J. (ORAL)

By this petition, quashing of FIR No. 25 dated 25.07.2010, initially registered against the petitioners at Police Station Sandaur, District Sangrur, for the alleged commission of offences punishable under Sections 452/323/34 IPC, (offences punishable under Sections 451 and 201 IPC having been added later and the offence punishable under Section 452 IPC having been deleted), is sought, on the basis of a compromise arrived at between the petitioners (accused) and respondent nos. 2 to 4.

Vide an order of this Court dated 19.04.2017, the parties were directed to appear before the learned Illaqa Magistrate/concerned Court to get their statements recorded, in terms of the compromise.

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Pursuant to the aforesaid order, the report of the learned Judicial Magistrate Ist Class, Malerkotla, has been sent to this Court, in which it is stated that the complainant party, i.e. respondents no. 2 to 4, and the accused petitioners have both suffered statements to the effect that the matter has been compromised without any fear or pressure on either of them.

Along with the report, the thumb marked statements of Mewa Singh and Bant Singh and the signature of Kamaljeet Kaur, all stated to be on the side of complainant, as also the signatures of the petitioners, have been annexed with the petition.

In view of the above and keeping in view the ratio of the law laid down by the 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. 25 dated 25.07.2010, registered against the petitioners at Police Station Sandaur, District Sangrur, for the alleged commission of offences punishable under Sections 451/323/201/34 IPC, along with all proceedings emanating therefrom, is hereby quashed.

January 09, 2018 **(AMOL RATTAN SINGH)**
nitin **JUDGE**

Whether speaking/reasoned Yes

Whether Reportable No.