

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

CRM-M-1286-2017 (O&M)

Date of Decision:-24.9.2018

Mohan Lal and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. S.S. Sarwara, Advocate for the petitioners.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.36 dated 2.9.2015 registered under Sections 307, 324, 427, 148, 149 and 506 of Indian Penal Code, 1860 at Police Station Pojewal, District Shaheed Bhagat Singh Nagar and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 20.7.2017, the parties had been directed to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Sub-Divisional Judicial Magistrate, Balachaur has been received, wherein it has been reported that the statements of petitioners/accused and also of the complainant Ashok Kumar have been recorded to the effect that they have compromised the matter with the intervention of respectables of the locality as well as of the members of the families and that they have no objection in case the FIR in question is quashed.

It has specifically been opined that the parties have entered into compromise voluntarily and without there being any pressure, 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 present petition is allowed and FIR No.36 dated 2.9.2015 registered under Sections 307, 324, 427, 148, 149 and 506 of Indian Penal Code, 1860 at Police Station Pojewal, District Shaheed Bhagat Singh Nagar and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

24.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No