

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

**CRM-M-14622-2018**  
**Date of decision:06.08.2018**

Sardara Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

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**CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL**

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Present: Mr. Sandeep Verma, Advocate  
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab  
for respondent No.1.

Mr. B.S. Saroha, Advocate  
for respondents No.2 to 5.

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**GURVINDER SINGH GILL, J. (ORAL)**

Petitioners Sardara Singh, Jaspal Singh @ Pala and Lakhwinder Singh seek quashing of FIR No.51 dated 17.02.2010 under Sections 420, 419, 467, 468, 465, 470, 471, 120-B of Indian Penal Code, 1860, Police Station Zirakpur, District Mohali and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 16.04.2018 the parties had been directed to appear before the trial Court so as to get the statements recorded with regard to the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Dera Bassi has been received to the effect that in the present case one of the accused i.e. respondent No.6-Rakesh Kumar has since been declared a proclaimed offender.

The learned State counsel upon instructions from HC Ravinder Singh has informed that the complainant Jagir Singh expired on 15.09.2013.

Learned Judicial Magistrate Ist Class, Dera Bassi has reported that statements of Waryam Singh brother of the complainant and also of three sons of the deceased namely Jasmer Singh, Naib Singh and Surinder Singh have been recorded to the effect that they have compromised the matter with the accused except Rakesh Kumar (P.O.). To a similar effect are the statements of three petitioners namely Sardara Singh, Jaspal Singh @ Pala and Lakhwinder Singh. It has specifically been opined by learned Judicial Magistrate Ist Class, Dera Bassi that the compromise is genuine and has been effected voluntarily without there being any undue influence or coercion.

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 FIR No.51 dated 17.02.2010 under Sections 420, 419, 467, 468, 465, 470, 471, 120-B of Indian Penal Code, 1860, Police Station Zirakpur,

District Mohali and all the consequent proceedings arising therefrom are hereby quashed qua three petitioners namely Sardara Singh, Jaspal Singh @ Pala and Lakhwinder Singh.

**( GURVINDER SINGH GILL )  
JUDGE**

**06.08.2018**  
Gaurav Sorot

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|------------------------------|----------|
| Whether reasoned / speaking? | Yes / No |
| Whether reportable?          | Yes / No |