

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

CRM-M-14807-2016 (O&M)

Date of Decision:-6.9.2018

Sukhwinder Singh @ Bittu and others

... Petitioners

Versus

Jit Singh @ Ajit Singh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sunil Kumar Sharma, Advocate for the petitioners.

Mr. Vishal Mittal, Advocate for respondent No.1.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of complaint bearing No.02 dated 10.2.2012 registered under Sections 379, 382, 506-II and 120-B of Indian Penal Code, 1860 as well as summoning order dated 2.11.2012 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 17.7.2017, the parties had been directed to appear before the trial Court/Area Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Hoshiarpur has been received, wherein it has been reported that the statements of accused as well as of complainant have been recorded to the effect that they have compromised the matter amongst themselves with the intervention of

respectables 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, inducement 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 complaint bearing No.02 dated 10.2.2012 registered under Sections 379, 382, 506-II and 120-B of Indian Penal Code, 1860 as well as summoning order dated 2.11.2012 and all the consequent proceedings arising therefrom are hereby quashed.

6.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No