

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

CRM-M-18044-2018
Date of decision:17.07.2018

Pala Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Ajit Singh Natt, Advocate
for the petitioners.

Mr. Sarabjit Singh Cheema, AAG, Punjab
for the respondent No.1.

Mr. Amardeep Singh, Advocate
for respondents No.2 to 5.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.172 dated 19.07.2017 under Sections 323, 324, 341, 506, 148, 149 of the Indian Penal Code, 1860, Police Station Patran, District Patiala and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 01.05.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded as regards the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Samana has been received wherein it has been reported that statement of complainant-Jasvir Kaur apart from the statements of injured-Kulwinder Singh, Balvir Kaur, witness Jaswinder Singh and also of the accused persons namely Pala Singh, Naib Singh, Jagtar Singh, Bakshish Singh, Sinder Kaur, Nikki alias Harwinder Kaur, Karnail Kaur, Sukhdev Kaur, Surinder Singh and Rajinder Singh have been recorded to the effect that compromise has been effected between them with the intervention of respectable of their village. It has specifically been opined in the report 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.172 dated 19.07.2017 under Sections 323, 324, 341, 506, 148, 149 of the Indian Penal Code, 1860, Police Station Patran, District Patiala and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

17.07.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No