

CRM-M-18215-2016

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18215-2016

Date of Decision: 06.02.2018

Kesar Singh and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Satnam Chauhan, Advocate,
for the petitioners.

Mr. H.S. Grewal, Addl. A.G., Punjab.

Mr. D.S. Sandhu, Advocate,
for respondent no. 2.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, quashing of FIR No. 48 dated 09.04.2012, is sought, registered against the petitioners at Police Station Kurali, District SAS Nagar, for the alleged commission of offences punishable under Sections 452/323/148/149 IPC, on the basis of a compromise arrived at between the petitioners (accused) and respondent no. 2, i.e. the complainant.

Vide an order of this Court dated 08.08.2017, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the report of the learned Judicial Magistrate Ist Class, Kharar, has been sent to this Court, in which it is stated that the complainant (respondent no. 2) and all 11 accused-petitioners have suffered

statements to the effect that the matter has been compromised without any fear or pressure on either of them. The original statements of the petitioners (accused) and respondent no. 2 (complainant) have been annexed with the report.

Learned counsel for the State on instructions from the police official who is present in Court today to assist him, submits that there is no other criminal case ever registered against the petitioners.

In view of the above, 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. 48 dated 09.04.2012, registered against the petitioners at Police Station Kurali, District SAS Nagar, for the alleged commission of offences punishable under Sections 452/323/148/149 IPC, along with all proceedings emanating therefrom, is hereby quashed.

February 06, 2018
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No.