

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

CRM-M-19790-2018 (O&M)

Date of Decision:- 1.8.2018

Himanshu Soni and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Arora, Advocate, for the petitioners.

Mr. A.S.Sandhu, Addl. A.G. Punjab.

Mr. G.S.Rawat, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

The petitioners/accused including three minors seek quashing of FIR No. 55 dated 7.4.2018 under Sections 341, 323, 506, 148, 149 IPC, Police Station Moti Nagar, Ludhiana and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 10.5.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded.

Report of learned Judicial Magistrate 1st Class, Ludhiana has been received wherein it has been reported that statement of Mehul Malhotra-complainant had been recorded who has stated that with the

intervention of respectables he has compromised the matter with the accused and he has no objection if the FIR is quashed. It has further been reported that statements of petitioners Himanshu Soni, Karan, Paras and Satyam Singh have also been recorded to an identical effect. It has also been stated therein that statements of natural guardians of minor petitioners namely Palwinder Singh Grover, Vipin Ahuja and Narinder Preet Singh have also been recorded who have also stated that they have compromised the matter on behalf of their minor sons. It has specifically been reported by learned Judicial Magistrate 1st Class, Ludhiana that in his opinion 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 stands allowed and FIR No. 55 dated 7.4.2018 under Sections 341, 323, 506, 148, 149 IPC, Police Station Moti Nagar, Ludhiana and all the consequent proceedings arising therefrom are hereby quashed.

August 1, 2018

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No