

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

**CRM-M-20205-2017
Date of decision:13.07.2018**

Jasbir Singh and others

.....Petitioners

Versus

State of Punjab and others

....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. P.B.S. Goraya, Advocate
for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab
for respondent No.1.

Mr. R.P.S. Cheema, Advocate
for respondents No.2 to 5.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No. 116 dated 07.08.2016 under Sections 326, 324, 325, 323, 382, 148, 149 of the Indian Penal Code, 1860, Police Station Beas, District Amritsar (Rural) and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 01.06.2017 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements

recorded.

Report of learned Sub-Divisional Judicial Magistrate, Baba Bakala Sahib, Amritsar has been received wherein it has been reported that the statements of the complainant-Harbhajan Singh had been recorded wherein he has stated that the present case had been registered against Jasbir Singh, Ravinder Singh, Surjit Singh, Jatinder Singh, Daulat Singh Sarpanch, Bhupinder Singh, Muykhtar Singh, Bunty @ Parminder Singh, Kawal Jagdeep Singh, Ravinder Singh, Mandeep Singh, Kuldeep Singh, Gopi and Gurjaspal Singh and that now the matter has been compromised amongst them with the intervention of respectable persons of the society and that he has no objection in case FIR No.116 of 2016 and also the subsequent proceedings arising out of the FIR in question be quashed. To a similar effect a joint statement of the affected persons arrayed as respondents No.3 to 5 namely Gurdeep Singh, Manjit Singh and Balwant Singh had been recorded. Statements of the petitioners had also been recorded, who have also stated to a similar effect.

It has specifically been opined by learned Sub-Divisional Judicial Magistrate, Baba Bakala Sahib that the compromise is genuine and has been effected voluntarily, out of their free will and 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. 116 dated 07.08.2016 under Sections 326, 324, 325, 323, 382, 148, 149 of the Indian Penal Code, 1860, Police Station Beas,

District Amritsar (Rural) and all the consequent proceedings arising therefrom are hereby quashed.

13.07.2018
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

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