

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

CRM-M-21936-2018
Date of decision:06.08.2018

Yadwinder Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Harpreet Singh Multani, Advocate
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab
for respondent No.1.

Ms. Sonpreet S. Brar, Advocate
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.8 dated 14.01.2018 under Sections 336, 506, 148, 149, 458 of Indian Penal Code, 1860 and Sections 27, 54, 59 of Arms Act, Police Station Bassi Pathana, District Fatehgarh Sahib and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 21.05.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded with regard to the genuineness of the compromise.

Report of learned Chief Judicial Magistrate, Fatehgarh Sahib

has been received to the effect that the statements of complainant Ramanjit Singh and Manpreet Singh apart from the statements of accused persons namely Yadwinder Singh, Gurjit Singh, Manpreet Singh @ Billa, Jagsir Singh @ Dimpy, Gurjinder Singh @ Goga, Amritpal Singh and Pardeep Singh @ Pappu have been recorded. A perusal of statements of Ramanjit Singh-complainant shows that he has categorically stated that he has entered into a compromise with the accused. Similarly Manpreet Singh has stated that he is one of the complainant and has effected compromise with the accused. Both of them have stated that they have no objection in case FIR in question be quashed. To a similar effect are the statements of seven accused. It has specifically been opined by learned Chief Judicial Magistrate, Fatehgarh Sahib that compromise is genuine and has been effected without there being any pressure or undue pressure.

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.8 dated 14.01.2018 under Sections 336, 506, 148, 149, 458 of Indian Penal Code, 1860 and Sections 27, 54, 59 of Arms Act, Police Station Bassi Pathana, District Fatehgarh Sahib and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

06.08.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No