

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

CRM-M-22551-2018

Date of decision:17.07. 2018

Gulab Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Vaneet Garg, Advocate
for the petitioners.

Mr. Sarabjit Singh Cheema, AAG, Pubjab
for respondent No.1.

Mr. Gaurav Singla, Advocate
for respondents No.2 to 4.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of the cross version lodged vide DDR No.37 dated 21.03.2017 under Sections 341, 323, 148, 149 of the of Indian Penal Code, 1860 arising out of the FIR No.22 dated 21.03.2017 under Sections 451, 341, 323, 148, 149 of the Indian Penal Code, 1860, Police Station Dharamgarh, District Sangrur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 24.05.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded with regard to genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Sunam has been received wherein it has been reported that statements of complainant namely Kulwant Singh and also of the injured persons namely Harbans Singh and Gurmeet Kaur and also of the accused have been recorded to the effect that they have have compromised the matter and that complainant and injured persons have no objection if the FIR is quashed. It has specifically been opined by learned Judicial Magistrate Ist Class, Sunam 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 DDR No.37 dated 21.03.2017 under Sections 341, 323, 148, 149 of the of Indian Penal Code, 1860 arising out of the FIR No.22 dated 21.03.2017 under Sections 451, 341, 323, 148, 149 of the Indian Penal Code, 1860, Police Station Dharamgarh, District Sangrur 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