

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

CRM-M-22562-2018

Date of decision:29.08.2018

Manjeet Singh and others

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Jaswinder Singh Grewal, Advocate
for the petitioners.

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

Ms. Manpreet Kaur, Advocate
for respondents 2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.11 dated 22.02.2018 under Sections 452, 323, 148, 149 of the Indian Penal Code, 1860, Police Station Sadar Abohar, Tehsil Abohar District Fazilka 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 Illaqa Magistrate so as to get the statements recorded with regard to the genuineness of the compromise.

Report of learned Sub-Divisional Judicial Magistrate,

Abohar has been received wherein it has been reported that statements of the petitioners-Manjeet Singh, Manpreet Singh Gurjeet Singh, Kulwant Singh @ Billa, Baljinder Singh @ Billa, Subhash Chander @ Jagu, Maninder Singh, Mandeep Singh @ Gori, Gaggi @ Sandeep Singh, Mandeep Singh, Baldev Singh and Gaurav Roda as well as of complainant-Pankaj Kumar and Vasu Ahuja have been recorded who have stated that they have compromised the matter and that complainant-Pankaj Kumar and Vasu Ahuja have no objection if the FIR is quashed and they do not want to proceed further against the abovesaid accused. It has specifically been opined by learned Sub-Divisional Judicial Magistrate, Abohar that the compromise so effected between the parties is genuine, voluntary and without any coercion or undue influence.

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.11 dated 22.02.2018 under Sections 452, 323, 148, 149 of the Indian Penal Code, 1860, Police Station Sadar Abohar, Tehsil Abohar District Fazilka and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

29.08.2018

Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**