

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

CRM-M-22944-2018 (O&M)

Date of Decision:-13.11.2018

Nishan Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Himanshu Jain, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. M.K. Arya, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.35 dated 1.7.2017 registered under Sections 323, 324 and 34 of Indian Penal Code, 1860 at Police Station Rangar Nangal, Tehsil Batala, District Gurdaspur and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 25.5.2018, the parties had been directed to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Sub Divisional Judicial Magistrate, Batala has been received, wherein it has been reported that the statements of petitioners/accused Nishan Singh and Kuldip Kaur as well as of complainant Simarjit Kaur have been recorded to the effect that they have compromised the matter amongst themselves and that they have no objection in case the

FIR in question is quashed. It has specifically been opined by learned Sub Divisional Judicial Magistrate, Batala that the parties have entered into compromise voluntarily and without there being any pressure, 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.35 dated 1.7.2017 registered under Sections 323, 324 and 34 of Indian Penal Code, 1860 at Police Station Rangar Nangal, Tehsil Batala, District Gurdaspur and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

13.11.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No