

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

CRM-M-27345-2018 (O&M)

Date of Decision:-26.9.2018

Gaggi @ Sukhdeep Singh and another ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. B.S. Baath, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Ms. Manjeet Kaur, Advocate for respondents no.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.0027 dated 15.4.2018 registered under Sections 367, 324, 323, 379-B, 341, 342, 506, 148 and 149 of Indian penal Code, 1860 and Section 25/27 of Arms Act at Police Station Sekhwan, District Batala and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 5.7.2018, the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Batala has been received, wherein it has been reported that the statements of the parties have been recorded to the effect that they have compromised the matter. The complainant Banti and eye witness Raju have both stated that they have compromised the matter with the accused out of their free Will and without there being any pressure, coercion or undue influence and that they have no

objection in case the FIR is quashed. It has specifically been opined 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 present petition is allowed and FIR No.0027 dated 15.4.2018 registered under Sections 367, 324, 323, 379-B, 341, 342, 506, 148 and 149 of Indian penal Code, 1860 and Section 25/27 of Arms Act at Police Station Sekhwan, District Batala and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

26.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No