

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

CRM-M-27895-2018
Date of decision:12.09.2018

Gurdeep Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Tarun Vir Singh Lehal, Advocate
for the petitioners.

Mr. A.S. Sandhu, Addl. A.G., Punjab
for respondent No.1.

Mr. Sanjeev Roy, Advocate
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No. 25 dated 12.02.2013 under Sections 323, 325, 148, 149 of Indian Penal Code, 1860 Police Station Kalanaur, District Gurdaspur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 06.07.2018 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 Judicial Magistrate Ist Class, Gurdaspur has been received to the effect that that statements of the complainant- Kulwant Rai, injured-Ashwani Kumar and also of the accused namely Inderjit Singh, Rakesh Kumar, Pawan Kumar @ Monu, Sahib Dyal, Surinderpal, Raman Kumar @ Raju, Balraj Krishan @ Bobby, Narinder Lal, Sukhwinderpal @ Shinder and Gurdeep Singh have been recorded who have stated that they have compromised the matter with the intervention of respectable of the locality and have no objection in case the FIR is quashed. It has specifically been opined by learned Magistrate that the parties have entered into the compromise without any pressure, coercion or any 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. 25 dated 12.02.2013 under Sections 323, 325, 148, 149 of Indian Penal Code, 1860 Police Station Kalanaur, District Gurdaspur and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

12.09.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No