

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

CRM-M-27803-2017

Date of decision:17.09.018

Surjit Singh and others

.....Petitioners

Versus

Gurdeep Kaur @ Deep Kaur and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Amandeep Sibia, Advocate
for the petitioners.

Mr. R.V.S. Chugh, Advocate
for respondent No.1.

Mr. A.S. Sandhu, Addl. A.G., Punjab
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of a private complaint No.176-A dated 19.10.2012 under Sections 420, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860, Police Station Boha District Mansa lodged against them at the instance of respondent No.1-Gurdeep Kaur @ Deep Kaur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

While six persons had been facing trial in respect of the complaint in question, but one of the accused namely Gurcharan Singh is stated to have been expired during the pendency of the complaint. Hence

the present petition has been filed on behalf of the remaining five accused.

Vide order dated 02.08.2017 the parties had been directed to appear before the trial Court so as to get the statements recorded with regard to the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Budhlada has been received wherein it has been reported that statements of the complainant Gurdeep Kaur @ Deep Kaur as well of the accused persons have been recorded to the effect that they have compromised the matter with the intervention of respectables. Learned Magistrate has specifically opined that the compromise has been effected voluntarily without there being any pressure 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 private complaint No.176-A dated 19.10.2012 under Sections 420, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860, Police Station Boha District Mansa and all the consequent proceedings arising therefrom are hereby quashed qua petitioners.

(GURVINDER SINGH GILL)
JUDGE

17.09.018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No