

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

CRM-M-29390-2018 (O&M)

Date of Decision:-14.11.2018

Mukhtar Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Maninder Singh Bajwa, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Balsher Singh, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.87 dated 21.4.2017 registered under Sections 379 of Indian Penal Code, 1860 at Police Station Sultanwind, District Amritsar and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 17.7.2018, the parties had been directed to appear before the Illaqa Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Amritsar has been received, wherein it has been reported that the statements of petitioners/accused Mukhtar Singh, Daljit Singh, Shamsher Singh and Nirmal Singh @ Thanedar as well as of complainant Jaskaran Singh have been recorded to the effect that they have compromised the matter amongst

themselves. It has specifically been opined by learned Judicial Magistrate 1st Class, Amritsar 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.87 dated 21.4.2017 registered under Sections 379 of Indian Penal Code, 1860 at Police Station Sultanwind, District Amritsar and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

14.11.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No