

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

**CRM-M-29474-2018
Date of decision:08.10.2018**

Dalbir Singh @ Kala and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Amaninder Singh Sekhon, Advocate
for the petitioners.

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

Mr. Vikas Sonak, Advocate
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.112 dated 15.07.2016 under Sections 307/34 of Indian Penal Code, 1860, Police Station City Kotkapura, District Faridkot and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 16.07.2018 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 Additional Sessions Judge, Faridkot has been received to the effect that the statements of complainant/injured Sajan Singh and also of Ravi (eye-witness) have been recorded to the effect that they have arrived at compromise with the accused and that they have no objection if the proceedings in respect of the FIR in question be quashed. To a similar effect are statements of accused Dalbir Singh @ Kala, Gurwinder Singh @ Kalu and Shiva Singh @ Shiv Parkash. Learned Additional Sessions Judge, Faridkot has specifically opined that the parties have entered into compromise voluntarily without their being any fear, pressure 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.112 dated 15.07.2016 under Sections 307/34 of Indian Penal Code, 1860, Police Station City Kotkapura, District Faridkot and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

08.10.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No