

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

CRM-M-30963-2018 (O&M)

Date of Decision:- 17.11.2018

Palwinder Singh and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ritesh Pandey, Advocate, for the petitioners.

Ms. Ruchika Sabbherwal, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 21 dated 12.5.2018 under Sections 420, 465, 467, 468, 471, 120-B IPC, Police Station Kotli Surat Malli, Police District Batala, District Gurdaspur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 23.7.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded.

Report of learned Judicial Magistrate 1st Class, Batala has been received to the effect that statement of complainant Sukhwinder Kaur @ Sukhwant Kaur and Simranjit Singh and also of petitioners/accused

Palwinder Singh and Harjinder Singh have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that he has no objection if the FIR in the present case is quashed. The learned Judicial Magistrate 1st Class, Batala opined that the parties have entered into the compromise voluntarily, without there being any threat, coercion or undue influence.

In view of the aforesaid report 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. 21 dated 12.5.2018 under Sections 420, 465, 467, 468, 471, 120-B IPC, Police Station Kotli Surat Malli, Police District Batala, District Gurdaspur and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

November 17, 2018

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**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No