

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

CRM-M-32255-2018 (O&M)

Date of Decision:-4.12.2018

Kiran Bala and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Digvijay Moudgill, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of Rapat No.52 dated 10.7.2014 registered under Sections 323, 324, 148 and 149 of Indian Penal Code, 1860 in case FIR No.265 dated 9.7.2014 registered at Police Station 'A' Division, Amritsar, District Amritsar under Sections 323, 324, 341, 506, 148 and 149 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 31.7.2018, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Amritsar has been received to the effect that the statements of petitioners/accused Kiran Bala, Amit Kumar, Rahul Kumar, Dheera @ Harry and Ranjit Kaur @ Lado as well as complainant Kamlesh Rani have been recorded to the effect that

they have compromised matter amongst themselves and they have no objection in case the FIR is quashed.

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 Rapat No.52 dated 10.7.2014 registered under Sections 323, 324, 148 and 149 of Indian Penal Code, 1860 in case FIR No.265 dated 9.7.2014 registered at Police Station 'A' Division, Amritsar, District Amritsar under Sections 323, 324, 341, 506, 148 and 149 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

4.12.2018

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No