

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

CRM-M-34483-2018 (O&M)

Date of Decision:-12.11.2018

Husanpreet Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sukhmeet Singh, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Puneet Sharma, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.137 dated 20.11.2015 registered under Sections 407, 408 and 120-B of Indian Penal Code, 1860 at Police Station Kot Isse Khan, District Moga and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 13.8.2018, the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Moga has been received, wherein it has been reported that the statements of petitioners/accused Husanpreet Singh and Gurjot Singh as well as of complainant Davinder Singh have been recorded to the effect that they have compromised the matter amongst themselves and that they have no objection in case the FIR in question is quashed. It has specifically been opined by

learned Judicial Magistrate 1st Class, Moga 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.137 dated 20.11.2015 registered under Sections 407, 408 and 120-B of Indian Penal Code, 1860 at Police Station Kot Isse Khan, District Moga and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

12.11.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No