

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

CRM-M-36425-2018 (O&M)

Date of Decision:-12.11.2018

Harnek Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Amandeep Saini, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. R.S. Sekhon, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.106 dated 10.8.2018 registered under Sections 452, 323, 341, 506 and 34 of Indian Penal Code, 1860 at Police Station Kharar, District SAS Nagar (Mohali) and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 24.8.2018, 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, Kharar has been received, wherein it has been reported that the statements of petitioners/accused Harnek Singh, Hakam Singh and Harbans Singh @ Billa as well as of complainant Karamjit 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, Kharar 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.106 dated 10.8.2018 registered under Sections 452, 323, 341, 506 and 34 of Indian Penal Code, 1860 at Police Station Kharar, District SAS Nagar (Mohali) and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

12.11.2018

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No