

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

CRM-M-38230-2018
Date of decision:18.12.2018

Gurjeet Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: None for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab
for respondent No.1.

Mr. Surinder Gaur, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.100 dated 18.09.2017 Police Station Gidderbaha, District Sri Muktsar Sahib under Sections 307, 506, 323, 34 of Indian Penal Code, 1860 and Section 27 of Arms Act and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 25.09.2018 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 Sub-Divisional Judicial Magistrate, Gidderbaha has been received wherein it has been reported that statements of the petitioners as well as of complainant-Kulwinder Singh have been recorded who have stated that they have compromised the matter and that complainant has no objection if the FIR is quashed. It has specifically been opined by Sub-Divisional Judicial Magistrate, Gidderbaha that the compromise is genuine and has been effected voluntarily without there being any undue influence or coercion.

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.100 dated 18.09.2017 Police Station Gidderbaha, District Sri Muktsar Sahib under Sections 307, 506, 323, 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

18.12.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No