

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

CRM-M-39005-2017
Date of decision:20.07.2018

Mandeep Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Harmanjit Singh, Advocate
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab
for respondent No.1.

Mr. Ravi Chadda, Advocate
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek quashing of FIR No.152 dated 18.07.2017 under Sections 323, 379, 148, 149 of the Indian Penal Code, 1860, Police Station Tanda, District Hoshiarpur and also the cross case registered vide DDR No.33 dated 19.07.2017 under Sections 323, 324, 341, 34 in the aforesaid FIR against respondents No.2 & 3 and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 06.03.2018 the parties had been directed to appear before the learned Judicial Magistrate Ist Class, Dasuya, so as to get the statements recorded with regard to the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Dasuya received wherein it has been stated that statements of complainant-Harpreet Singh and witness-Tejinder Singh alias Vicky and also of accused persons namely Mandeep Singh, Harpreet Singh, Sukhmanpal Singh and Gurbhej Singh had been recorded to the effect that they have compromised the matter amongst themselves. It has specifically been opined that the compromise appears to be genuine and had been entered into voluntarily without there being any pressure, coercion or other 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.152 dated 18.07.2017 under Sections 323, 379, 148, 149 of the Indian Penal Code, 1860, Police Station Tanda, District Hoshiarpur and also the cross case registered vide DDR No.33 dated 19.07.2017 under Sections 323, 324, 341, 34 in the aforesaid FIR against respondents No.2 & 3 and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

20.07.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No