

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

**CRM-M-42293-2018
Date of decision:20.12.2018**

Abhiuday Khullar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Sanjeev Duggal, Advocate
for the petitioner.

Mr. A.S. Sandhu, Addl. A.G., Punjab.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks quashing of FIR No.115 dated 17.09.2014, Police Station City Phagwara under Sections 279, 337, 338, 427 of Indian Penal Code, 1860 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,

Phagwara has been received wherein it has been reported that statements of the petitioners as well as of complainant-Surjeet Kumar and injured-Harmesh Lal have been recorded who have stated that they have compromised the matter and that complainant and injured have no objection if the FIR is quashed. It has specifically been opined by learned Sub-Divisional Judicial Magistrate, Phagwara that the compromise is genuine and has been effected voluntarily without there being any undue influence, fear 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.115 dated 17.09.2014, Police Station City Phagwara under Sections 279, 337, 338, 427 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

20.12.2018
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No