

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

CRM-M-4256-2018 (O&M)

Date of Decision:-28.9.2018

Amandeep Singh @ Babba and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Divjyot S. Sandhu, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Ms. Mandeep Kaur, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.81 dated 18.10.2016 registered under Sections 323, 324, 148, 149 and 379-B of Indian Penal Code, 1860 at Police Station Begowal, District Kapurthala and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 2.2.2018, the parties had been directed to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Additional District & Sessions Judge, Kapurthala has been received to the effect that the statements of the petitioners/accused and also of the complainant Sanjeev Kumar and injured Pritam Singh have been recorded to the effect that they have compromised the matter amongst themselves out of their free Will. The complainant Sanjeev Kumar and injured Pritam Singh have specifically stated that they

have no objection in case the FIR is quashed. The learned Additional District & Sessions Judge, Kapurthala has specifically opined 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 present petition is allowed and FIR No.81 dated 18.10.2016 registered under Sections 323, 324, 148, 149 and 379-B of Indian Penal Code, 1860 at Police Station Begowal, District Kapurthala Rural and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

28.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No