

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

CRM-M-48741-2017
Date of decision:07.08.2018

Lakhwinder Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Rajeev K. Kapila, Advocate
for the petitioners.

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

Ms. Parminder Kaur, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seek quashing of the complaint COMI/155/2013 dated 03.05.2013 under Sections 323, 341, 452, 506, 148, 149 of Indian Penal Code, 1860 and also of the summoning order dated 02.05.2017 on the ground that the matter has since been compromised amongst parties.

Vide order dated 19.12.2017 the parties had been directed to appear before the trial Court so as to get the statements recorded with

regard to the genuineness of the compromise.

It may here be mentioned that while seven persons have been summoned to face trial as accused, but present petition has been filed on behalf of six of the said seven accused.

Report of learned Sub-Divisional Judicial Magistrate, Dasuya has been received. It has been reported that statements of complainant Mandeep Singh and also of accused/petitioners Lakhwinder Singh, Kuldeep Kaur, Gurwinder Singh alias Sunny, Ramanjot Kaur, Dalip Singh and Balbir Singh have been recorded to the effect that the parties have compromised the matter. It has further been stated therein that the compromise appears to be genuine and have been effected voluntarily.

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 complaint COMI/155/2013 dated 03.05.2013 under Sections 323, 341, 452, 506, 148, 149 of Indian Penal Code, 1860 and also of the summoning order dated 02.05.2017 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners namely petitioners Lakhwinder Singh, Kuldeep Kaur, Gurwinder Singh alias Sunny, Ramanjot Kaur, Dalip Singh and Balbir Singh.

(GURVINDER SINGH GILL)
JUDGE

07.08.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No