

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

255

CRM-M-49440-2017
Date of decision:07.08.2018

Sikanderpal Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Mandeep Sharma, Advocate
for the petitioner.

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

GURVINDER SINGH GILL, J. (ORAL)

Petitioner – Sikanderpal Singh seek quashing of DDR No.30 dated 26.11.2017 under Sections 380 and 457 of Indian Penal Code, 1860 Police Station Nandgarh in FIR No.135 dated 26.11.2017 under Sections 452, 323, 148 & 149 of Indian Penal Code, 1860, Police Station Nandgarh, District Bathinda and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 22.12.2017 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 Judicial Magistrate Ist Class, Bathinda has been received to the effect that the statements of the complainant Jaswinder Singh and also of the accused Sikander Pal Singh have been recorded to the effect that they have been entered into a compromise and that complainant Jaswinder Singh does not have any objection if FIR in question be quashed. It has specifically been opined that the compromise is genuine and has been effected voluntarily without their being any coercion 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 petition is allowed and DDR No.30 dated 26.11.2017 under Sections 380 and 457 of Indian Penal Code, 1860 Police Station Nandgarh in FIR No.135 dated 26.11.2017 under Sections 452, 323, 148 & 149 of Indian Penal Code, 1860, Police Station Nandgarh, District Bathinda and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

07.08.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No