

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9960-2016

Date of Decision:- 15.10.2018

Swaranjit Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rajesh Kapila, Advocate, for the petitioners.

Ms. Ruchika Sabherwal, Assistant Advocate General,
Punjab.

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

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 219 dated 06.11.2007 under Sections 307, 452, 324, 323, 148, 149 IPC, Police Station Dhariwal, District Gurdaspur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 21.03.2016 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded.

Report of learned Judicial Magistrate Ist Class, Gurdaspur has been received to the effect that statements of complainants Gurmit Kaur and Lakhwinder Kaur (injured) and also of petitioners/accused have been recorded to the effect that they have entered into a compromise. The

complainants have specifically stated that they do not wish to pursue the case further. The learned Judicial Magistrate Ist Class, Gurdaspur has specifically opined that the parties have entered into the compromise voluntarily, without there being any threat or coercion.

In view of the aforesaid report 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.219 dated 06.11.2007 under Sections 307, 452, 324, 323, 148, 149 IPC, Police Station Dhariwal, District Gurdaspur and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

October 15, 2018

jt

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No