

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

CRM-M-7544-2017 (O&M)

Date of Decision:-20.11.2018

Harbans Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kulwant Singh, Advocate for the petitioners.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

None for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.124 dated 23.6.2016 registered under Sections 447, 448, 506 and 511 of Indian Penal Code, 1860 at Police Station Sahnewal, Ludhiana and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 29.8.2017, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Ludhiana has been received, wherein it has been reported that the statements of petitioners/accused Harbans Singh and Sukhdeep Singh as well as of complainant Pavitpal Singh, Director Libra Auto Car Company Limited have been recorded to the effect that they have compromised the matter amongst

themselves and they have no objection in case the FIR is quashed. It has specifically been opined by learned Judicial Magistrate 1st Class, Ludhiana 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 petition is allowed and FIR No.124 dated 23.6.2016 registered under Sections 447, 448, 506 and 511 of Indian Penal Code, 1860 at Police Station Sahnewal, Ludhiana and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

20.11.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No