

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

CRM-M-5389-2018 (O&M)

Date of Decision:-4.12.2018

Harbans Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. K.S. Chahal, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. A.S. Salar, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.22 dated 27.3.2015 registered at Police Station Hathur (District Ludhiana (R) which is investigated by Police Station NRI, Jagraon, District Ludhiana (Rural)) under Sections 420, 467, 468, 471 and 120-B of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 26.7.2018, 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 Judicial Magistrate 1st Class, Jagraon has been received to the effect that the statements of petitioners/accused Harbans Singh, Harjinder Singh @ Rana and Swarn Singh have been recorded to the effect that they have compromised the matter with the complainant Harnek Singh. Statement of Hardeep Singh, who is stated to be attorney of

complainant, has also been recorded to the effect that he has compromised the matter with the petitioners/accused and has no objection in case the FIR is quashed.

It has specifically been opined by learned Judicial Magistrate 1st Class, Jagraon 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.22 dated 27.3.2015 registered at Police Station Hathur (District Ludhiana (R) which is investigated by Police Station NRI, Jagraon, District Ludhiana (Rural)) under Sections 420, 467, 468, 471 and 120-B of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

4.12.2018

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No