

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

CRM-M-5436-2018 (O&M)

Date of Decision:-14.8.2018

Aslam Mohammad and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sukhtej Singh Sandhu, Advocate for the petitioners.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

Mr. S.S. Tiwana, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.185 dated 30.10.2017 registered under Sections 323, 324, 452, 506, 148 and 149 of Indian Penal Code, 1860 at Police Station Sadar Dhuri, District Sangrur and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 8.2.2018, 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, Dhuri has been received, wherein it has been reported that the statements of complainant Safia Bibi and also of accused Aslam Mohammad, Nazir Khan, Jagroop Singh, Roshan Khan and Rafi Mohammad have been recorded to the effect that they have compromised the matter and that the complainant has no objection in case the FIR in question is quashed. It has specifically been

opined 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 present petition is allowed and FIR No.185 dated 30.10.2017 registered under Sections 323, 324, 452, 506, 148 and 149 of Indian Penal Code, 1860 at Police Station Sadar Dhuri, District Sangrur and all the consequent proceedings arising therefrom are hereby quashed.

14.8.2018

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No