

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

CRM-M-6045-2018
Date of decision:10.10.2018

Harpal Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Sansar Kundu, Advocate
for the petitioner.

Mr. A.S. Sandhu, Addl. A.G., Punjab
for respondent No.1.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks quashing of FIR No. 10 dated 01.03.2017 under Section 458 of Indian Penal Code, 1860, Police Station Sadar Malout, District Sri Muktsar Sahib and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 18.07.2018 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, Malout has been received to the effect that statements of the petitioner/accused and also of the complainant-Rajpreet Kaur have been recorded to the effect that they have effected compromise amongst themselves with the intervention of the respectables amicably. The complainant-Rajpreet Kaur has categorically stated that she has no objection in case FIR in question is quashed. Learned Judicial Magistrate Ist Class, Malout has specifically opined that the parties have entered into compromise voluntarily without any undue pressure or coercion.

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. 10 dated 01.03.2017 under Section 458 of Indian Penal Code, 1860, Police Station Sadar Malout, District Sri Muktsar Sahib and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

(GURVINDER SINGH GILL)
JUDGE

10.10.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No