

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

CRM-M-7826-2018

Date of decision:12.10.2018

Kuldeep Singh Kohli

.....Petitioner

Versus

The State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Nisha, Advocate for
Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

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

Mr. Kulvinder Singh, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks quashing of FIR No.187 dated 08.07.2014 under Sections 279, 337, 427 of Indian Penal Code, 1860, Police Station Derabassi, District SAS Nagar and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 30.07.2018 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 Sub-Divisional Judicial Magistrate, Dera Bassi has been received to the effect that statements of petitioner/accused and also of the complainant-Naseem Ahmad has been recorded to the effect that they have compromised the matter. Complainant-Naseem Ahmad has specifically stated that he has no objection, in case the FIR in question is quashed. Learned learned Sub-Divisional Judicial Magistrate, Dera Bassi has specifically been opined by compromise is genuine and has been effected voluntarily without there being any undue influence 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.187 dated 08.07.2014 under Sections 279, 337, 427 of Indian Penal Code, 1860, Police Station Derabassi, District SAS Nagar and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

(GURVINDER SINGH GILL)
JUDGE

12.10.2018
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No