

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

CRM-M-4112-2019

Date of decision:7.5.2019

DAVINDER SINGH @ BINDU AND OTHERS

.....Petitioners

Versus

THE STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Arun Abrol, Advocate
for the petitioners.

Ms. Rashmi Attri, AAG, Punjab.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seeks quashing of FIR No.45 dated 14.7.2018 under Sections 452, 326, 323, 324, 380, 34 IPC (Section 326 IPC added later on), Police Station Kahnuwan District Gurdaspur and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 29.1.2019 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.

3. Report of learned Judicial Magistrate Ist Class, Gurdaspur has been received wherein it has been reported that statements of the petitioners as well as of complainant-Kulwinder Singh have been recorded who have stated that they have compromised the matter and that complainant has no objection if the FIR is quashed. It has specifically been opined by learned Magistrate that the compromise is genuine and has been effected voluntarily without any pressure.
4. 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.45 dated 14.7.2018 under Sections 452, 326, 323, 324, 380, 34 IPC (Section 326 IPC added later on), Police Station Kahnuwan District Gurdaspur and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

7.5.2019
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No