

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

CRM-M-4562-2019

Date of decision:7.5.2019

LAKHVEER SINGH PANCH AND ORS

.....Petitioners

Versus

STATE OF PUNJAB AND ANR

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Viranjeet Singh Mahal, Advocate
 for the petitioners.

Ms. Rashmi Attri, AAG, Punjab.

Mr. Brijesh Kumar, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of FIR No.91 dated 22.7.2017 under Sections 295-A, 323, 149 IPC, Police Station Sadar Bathinda and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

2. Vide order dated 31.01.2019 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, Bathinda has been received wherein it has been reported that statements of the petitioners as well as of complainant-Gurmail 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 Judicial Magistrate Ist Class, Bathinda that the compromise is genuine and the same has been effected between the parties without any pressure or undue influence.
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.91 dated 22.7.2017 under Sections 295-A, 323, 149 IPC, Police Station Sadar Bathinda 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