

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-5694-2019 (O&M)

Date of Decision:- 22.5.2019

Tej Singh Brar @ Gurtej Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. P.K.S.Phoolka, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

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

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.64, dated 21.5.2018, registered at Police Station Nehianwala, District Bathinda, under Section 295-A IPC and Section 67 of Information Technology Act, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 6.2.2019 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.
3. Report of learned Judicial Magistrate 1st Class, Bathinda, has been received wherein it has been reported that statement of complainant Vipin Kumar Garg as well as of petitioner/accused Tej Singh Brar @ Gurtej Singh, have been recorded to the effect that they have entered

into a compromise with the intervention of respectables. The complainant has specifically stated that the matter has been compromised with the petitioners and he does not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Bathinda, opined that the compromise effected between the parties appears to be genuine, voluntary and without any fear, coercion or undue influence.

4. In view of the aforesaid report 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.64, dated 21.5.2018, registered at Police Station Nehianwala, District Bathinda, under Section 295-A IPC and Section 67 of Information Technology Act, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

May 22, 2019

mohan

(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No