

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

CRM-M-10750-2019 (O&M)

Date of Decision:- 3.5.2019

Balwinder Singh and others ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Vishayjeet Singh Rishi, Advocate,
for the petitioners.

Ms. Rashmi Attri, AAG, Punjab.

Mr. Anshul Mangla, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.228, dated 15.7.2018, registered at Police Station Sidhwan Bet, District Ludhiana (Punjab), under Sections 324, 148, 149 IPC (Section 326 IPC added later on), and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 8.3.2019 the parties had been directed to appear before the Illaqa Magistrate so as to get the statements recorded.
3. Report of learned Judicial Magistrate 1st Class, Jagraon, has been received wherein it has been reported that statement of complainant

Jaskaran Singh as well as of petitioners/accused Balwinder Singh, Rajwinder Singh @ Raju, Sukhwinder Singh @ Danny, Parminder Singh @ Kaku, Vicky Singh, Navdeep Singh and Jaswinder 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 and he does not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Jagraon, opined that the compromise has been effected with own will and without any coercion or pressure from any corner and the same is genuine.

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.228, dated 15.7.2018, registered at Police Station Sidhwan Bet, District Ludhiana (Punjab), under Sections 324, 148, 149 IPC (Section 326 IPC added later on), and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

May 3, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No