

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

CRM-M-10824-2019 (O&M)
Date of Decision:- 19.7.2019

Raminder Singh and others ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rakesh Gupta, Advocate, for the petitioners.

Ms. Amarjit Kaur Khurana, Sr. DAG, Punjab.

Mr. Arjun Attri, Advocate for
Mr. Chetan Kapoor, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.71, dated 15.8.2018, registered at Police Station Mehal Kalan, District Barnala, under Sections 420, 120-B IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 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/trial Court so as to get the statements recorded.
3. Report of learned Chief Judicial Magistrate, Barnala, has been received wherein it has been reported that statement of complainant

Amarjit Singh as well as of petitioners/accused Raminder Singh, Parminder Singh and Saloni, 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 Chief Judicial Magistrate, Barnala, opined that the compromise effected between the parties is genuine, without any pressure and 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.71, dated 15.8.2018, registered at Police Station Mehal Kalan, District Barnala, under Sections 420, 120-B IPC and Section 13 of Punjab Prevention of Human Smuggling Act, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

July 19, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No