

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

CRM-M-10692-2019 (O&M)
Date of Decision:-25.7.2019

Gurjit Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab.

Mr. Vivek Salathia, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

The petitioners have approached this Court seeking quashing of FIR No.10 dated 10.2.2017 registered at Police Station Khalra, District Tarn Taran under Sections 323, 324, 452, 148 and 149 of Indian Penal Code, 1860, wherein offence under Section 326 IPC was added later on, and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 11.3.2019, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Sub Divisional Judicial Magistrate, Patti has been received, wherein it has been reported that statements of

petitioners/accused Gurjit Singh son of Arjan Singh, Sukhwant Singh @ Sarwan Singh Fauji, Tejpal Singh, Gurjit Singh son of Kashmir Singh, Arjan Singh, Kashmir Singh, Jagjit Singh @ Gurjit Singh and Rajinder Singh through his attorney Gursher Singh and also of complainant Gurbachan Singh and Manjit Singh @ Bittu have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR is quashed.

The learned Sub Divisional Judicial Magistrate, Patti has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.

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 present petition is allowed and FIR No.10 dated 10.2.2017 registered at Police Station Khalra, District Tarn Taran under Sections 323, 324, 452, 148 and 149 of Indian Penal Code, 1860, wherein offence under Section 326 IPC was added later on and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

25.7.2019

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No