

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

CRM-M-29952-2017 (O&M)
Date of Decision:-4.2.2019

Varinder Singh @ Bindi and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Fariad Singh Virk, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Gurminder Singh Salana, Advocate,
for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.144 dated 8.9.2016 registered at Police Station Sadar Samana, Patiala, District Patiala under Sections 377, 506 and 34 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 13.11.2018, 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.

Reports of learned Sub-Divisional Judicial Magistrate, Samana and also of Judicial Magistrate 1st Class, Patiala have been received, wherein it has been reported that Joint statement of petitioners/accused Varinder Singh @ Bindi and Ramandip Singh @ Ramma as well as of

petitioners/accused Amritpal Singh and Meharban Singh and also of complainant Hardip Singh and Sukhwant Kaur 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.

Learned learned Sub-Divisional Judicial Magistrate, Samana and learned Judicial Magistrate 1st Class, Patiala have 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.144 dated 8.9.2016 registered at Police Station Sadar Samana, Patiala, District Patiala under Sections 377, 506 and 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

4.2.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No