

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

CRM-M-30987-2018

Date of Decision:- January 14, 2019

Palwinder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Varinder Basa, Advocate for the petitioners.

Ms. Ruchika Sabharwal, AAG, Punjab.

Mr. Umesh Sharma, Advocate for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 0031, dated 18.06.2018, registered at Police Station Kotli Surat Malhi, District Batala, under Sections 452, 323, 506, 148, 149 IPC and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 24.07.2018 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.

Report of learned Judicial Magistrate Ist Class, Batala, has been received to the effect that statement of complainant Smt. Joginder Kaur wife of Nishan Singh and also of petitioners/accused 1) Palwinder Singh 2) Gurbhej Singh 3) Paramjit Singh 4) Ravinder Singh 5) Surinder Singh

6) Jarnail Singh 7) Balwinder Singh @ Heera 8) Gurdeep Singh 9) Ranjit Kaur and 10) Baljinder Kaur @ Palwinder Kaur have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that she has no objection if the FIR in the present case is quashed. The learned Judicial Magistrate Ist Class, Batala, opined that the compromise arrived between the parties is true, genuine, voluntary, without any pressure or undue influence and out of their own free will.

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. 0031, dated 18.06.2018, registered at Police Station Kotli Surat Malhi, District Batala, under Sections 452, 323, 506, 148, 149 IPC and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

January 14, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No