

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-35804-2016
Date of decision:08.01.2019**

Gurmail Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Navdeep Singh Bhullar, Advocate
for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Gursimranjit Singh, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks quashing of FIR No.49 dated 01.05.2009 under Section 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Tapa Mandi, District Barnala and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 14.12.2017 the parties had been directed to appear

before the trial Court/Illaqa Magistrate so as to get the statements recorded with regard to the genuineness of the compromise.

3. Report of learned Chief Judicial Magistrate, Barnala has been received wherein it has been reported that statements of the petitioner as well as of complainant-Malkiat Singh have been recorded who have stated that they have compromised the matter and that complainant has no objection if the FIR is quashed. It has specifically been opined by learned Chief Judicial Magistrate, Barnala that the compromise is genuine and has been effected voluntarily without there being any undue influence or coercion.
4. 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 petition is allowed and FIR No.49 dated 01.05.2009 under Section 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Tapa Mandi, District Barnala and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

08.01.2019
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No