

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-39401-2018(O&M)

Date of decision: February 26, 2019

Salwant Singh and ors.

...Petitioners

Versus

State of Punjab and ors.

..Respondents

CORAM:HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present: - Mr. Surinder Gaur, Advocate
for the petitioners.

Mr. Sandeep Vashisht, Dy. A.G., Haryana

Mr. Surinder Garg, Advocate for respondents No.2 to4.

HARINDER SINGH SIDHU, J.

The petitioners have filed the present petition for quashing FIR No. 80 dated 20.07.2011 registered at Police Station Kotbhai, District Sri Muktsar Sahib (Punjab) under Sections 149, 323, 342, 365, 452 and 120-B IPC on the basis of compromise arrived at between the parties and all the consequential proceedings arising therefrom.

Vide order dated 12.09.2018, the parties were asked to appear before learned trial Court to get their statements recorded with regard to the compromise.

Report dated 20.09.2018 has been received from learned Judicial Magistrate Ist Class, Gidderbaha wherein it has been stated that total 11 accused are facing trial in the case and none of them is proclaimed offender. It has also been stated that accused Mukhtiar Singh had died and proceedings against him are abated. It has also been stated that the parties have got recorded their statements in respect of the compromise which appears to be genuine and arrived at between the parties without any pressure or coercion.

In view thereof, the present petition is allowed. FIR No.80 dated 20.07.2011 registered at Police Station Kotbhai, District Sri Muktsar Sahib (Punjab) under Sections 149, 323, 342, 365, 452 and 120-B IPC and all the consequential proceedings arising therefrom qua the petitioners are quashed.

26.02.2019
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(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No