

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

**CRM-M-39412-2018
Date of decision:29.01.2019**

Gursharan Singh @ Sonu and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Vaibhav Narang, Advocate
for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab
for respondent No.1.

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

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of FIR No.38 dated 12.05.2018 under Sections 307, 323, 148 and 149 of Indian Penal Code, 1860, Police Station Gharinda, District Amritsar (Rural) and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 30.10.2018 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, Amritsar has been received wherein it has been reported that statements of the petitioners as well as of complainant-Amandeep Singh have been recorded who have stated that they have compromised the matter and that the complainant has no objection if the FIR is quashed. It has specifically been opined by learned Chief Judicial Magistrate, Amritsar 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.38 dated 12.05.2018 under Sections 307, 323, 148 and 149 of Indian Penal Code, 1860, Police Station Gharinda, District Amritsar (Rural) and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

29.01.2019
Gaurav Sorot

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