

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

CRM-M-40696-2016 (O&M)

Date of Decision:- 15.7.2019

Ranjit Singh and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sahil Gupta, Advocate, for
Mr. Zorawar Singh Chauhan, Advocate, for the petitioners.

Ms. Rashmi Attri, AAG, Punjab,
assisted by ASI Barjinder.

Mr. Jitender K. Sehrawat, Advocate, for respondent No.3.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.218, dated 14.8.2009, registered at Police Station Sadar, Jalandhar, under Sections 420, 465, 468, 471, 120-B IPC and also for setting aside judgment dated 26.11.2014 whereby the petitioners have been held guilty for having committed offences under Sections 465, 468, 471 and 120-B IPC, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

2. The aforesaid judgment has been challenged by the petitioner by way of filing this appeal, which is stated to be presently pending before the learned Additional District and Sessions Judge, Jalandhar.
3. Pursuant to directions issued by this Court, vide order dated 9.4.2019 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded. Apart from complainant Varinder Singh, statement of Ashok Jaswal through his attorney Sukhvinder Singh has also been recorded. It is Ashok Jaswal, who was owner of the shop in question.
4. Report of learned Additional District and Sessions Judge, Jalandhar, has been received wherein it has been reported that statement of complainant Varinder Singh and Sukhvinder Singh (attorney holder of Ashok Jaswal) as well as of petitioners/accused Ranjit Singh and Simarjit Kaur, have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant have specifically stated that the matter has been compromised with the petitioners and they do not want to pursue with the matter. Learned Additional District and Sessions Judge, Jalandhar, opined that it appears that they have arrived at compromise with their own free will, without any threat, coercion or pressure from any side and it also appears to be genuine.
5. 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.218, dated 14.8.2009, registered at Police Station Sadar, Jalandhar,

under Sections 420, 465, 468, 471, 120-B IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

July 15, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No