

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

CRM-M-42660-2018
Date of decision:2.4.2019

Jaskaran Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Impinder Singh Dhaliwal, Advocate
for the petitioners.

Mr. R.S. Thind, DAG, Punjab
for respondent No.1.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of DDR No.21 dated 13.11.2015 under Sections 447, 506, 148, 149 of the Indian Penal Code and Section 27 of Arms Act in FIR No.39 dated 10.11.2015 under Sections 323, 325/34 of the Indian Penal Code, Police Station Lakhewali, District Sri Muktsar Sahib and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 27.09.2018 the parties had been directed to appear

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

3. Report of learned Sub-Divisional Judicial Magistrate, Malout has been received wherein it has been reported that statements of the petitioners as well as of complainant-Sarabjit 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 the learned Magistrate that the compromise is without any threat, force 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 DDR No.21 dated 13.11.2015 under Sections 447, 506, 148, 149 of the Indian Penal Code and Section 27 of Arms Act in FIR No.39 dated 10.11.2015 under Sections 323, 325/34 of the Indian Penal Code, Police Station Lakhewali, District Sri Muktsar Sahib and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

2.4.2019
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No