

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

CRM-M-43435-2018 (O&M)
Date of Decision:-21.5.2019

Harnek Singh and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Reena, Advocate for
Mr. B.S. Jaswal, Advocate for the petitioners.

Ms. Rashmi Attri, Assistant Advocate General, Punjab.

GURVINDER SINGH GILL, J.(Oral)

The petitioners have approached this Court seeking quashing of FIR No.69 dated 19.5.2018 registered at Police Station Beas, District Amritsar under Sections 452, 336, 323, 427, 506, 148 and 149 Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 3.10.2018, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar has been received, wherein it has been reported that statements of petitioners/accused Harnek Singh, Sukhbir Singh, Subegh Singh @ Shera, Raja, Ajay, Vicky, Jugraj Singh @ Jagga,

Lakhanpal Singh @ Lkhan, Mann @ Maninder Singh and Chuja @ Charanjit Singh and also of complainant Sandeep Singh @ Gulli, Onkarjit Singh, Sukhbir Singh @ Hiro and Simratpal Singh have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR is quashed.

The learned Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.

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 present petition is allowed and FIR No.69 dated 19.5.2018 registered at Police Station Beas, District Amritsar under Sections 452, 336, 323, 427, 506, 148 and 149 Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

21.5.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No