

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

CRM-M-43778-2018
Date of decision:08.01.2019

Mukhtiar Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Munish Raj Chaudhary, Advocate
for the petitioner.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. G.S. Khokhar, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks quashing of FIR No.49 dated 01.05.2009 under Sections 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Tappa, District Barnala and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 05.10.2018 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 Judicial Magistrate Ist Class, Barnala has been received wherein it has been reported that statements of the petitioner as well as of complainant-Malkit 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 learned Judicial Magistrate Ist Class, Barnala 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.49 dated 01.05.2009 under Sections 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Tappa, District Barnala and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

08.01.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

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