

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

CRM-M-44480-2018 (O&M)

Date of Decision:- 16.1.2019

Parveen Kumar and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. B.S.Aulakh, Advocate, for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 97, dated 19.9.2015, registered at Police Station Malout City, Sri Muktsar Sahib, under Sections 452, 323, 34 IPC and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 8.10.2018 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.

Report of learned Sub Divisional Judicial Magistrate, Malout has been received to the effect that statement of complainant/injured- Karamjit Singh and Ashwani Kumar and also of petitioners/accused Parveen Kumar, Hans Raj, Narinder Kumar and Kishore Kumar have been recorded

to the effect that they have entered into a compromise with the intervention of respectables. The complainant/injured have specifically stated that they have no objection if the FIR in the present case is quashed. Learned Sub Divisional Judicial Magistrate, Malout opined that the compromise arrived between the parties is voluntary, without any threat or any undue influence, force and coercion.

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. 97, dated 19.9.2015, registered at Police Station Malout City, Sri Muktsar Sahib, under Sections 452, 323, 34 IPC and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

January 16, 2019
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(GURVINDER SINGH GILL)
JUDGE

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