

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

CRM-M-44870-2018 (O&M)

Date of Decision:-9.1.2019

Gurmeet Singh @ Kaka and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Munish Raj Chaudhary, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Judgpreet Singh Warring, Advocate,
for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.47 dated 24.6.2015 registered at Police Station Tallewal, District Barnala under Sections 452, 323, 324, 325 and 34 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 10.10.2018, 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 Judicial Magistrate 1st Class, Barnala has been received, wherein it has been reported that the statements of petitioners/accused Gurmeet Singh @ Kaka, Sukhchain Singh, Harvinder Singh and Inderjeet Singh and also of complainant Harmanderdeep and Manjit Singh have been recorded to the effect that they have compromised

the matter amongst themselves and that they have no objection in case the FIR in question is quashed.

It has specifically been opined by learned Judicial Magistrate 1st Class, Barnala 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.47 dated 24.6.2015 registered at Police Station Tallewal, District Barnala under Sections 452, 323, 324, 325 and 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

9.1.2019

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No