

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

CRM-M-45575-2018 (O&M)
Date of Decision:-23.1.2019

Amanpreet Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Maninder Singh Bajwa, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Paras Jagga, Advocate for respondent No.2/complainant.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.290 dated 25.12.2017 registered at Police Station Sadar Jalandhar, District Police Commissionerate, Jalandhar under Sections 379-B 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 15.10.2018, 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.

Pursuant to directions issued by this Court vide order dated 15.10.2018, petitioners No.1 and 2 namely Amanpreet Singh and Vijay

Singh alongwith complainant Nishan Singh @ Bhutto appeared before the Court of learned Additional District and Sessions Judge, Jalandhar and got their statements recorded. Petitioner No.3 Jatin, who is a juvenile, alongwith complainant Nishan Singh @ Bhutto, appeared before the Juvenile Justice Board, Jalandhar and got their statements recorded separately.

Report of learned Additional District and Sessions Judge, Jalandhar has been received, wherein it has been reported that the statements of petitioners/accused No.1 and 2 namely Amanpreet Singh and Vijay Singh and also of complainant Nishan Singh @ Bhutto have been recorded to the effect that they have compromised the matter amongst themselves with their own free WILL and they have not objection in case the FIR is quashed.

Report of Juvenile Justice Board, Jalandhar has also been received wherein it has been reported that the statements of petitioner/accused No.3 namely Jatin, who is a juvenile, and also of complainant Nishan Singh @ Bhutto 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.

It has specifically been opined by learned Additional District and Sessions Judge, Jalandhar as well as by Juvenile Justice Board, Jalandhar 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.290 dated 25.12.2017 registered at Sadar Jalandhar,

District Police Commissionerate, Jalandhar under Sections 379-B and 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

23.1.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No