

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

CRM-M-49268-2018 (O&M)

Date of Decision:-1.5.2019

Akhil Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Maninder Arora, Advocate for the petitioners.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. Vikram Preet Arora, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

The petitioners have approached this Court seeking quashing of FIR No.16 dated 15.5.2016 registered at Police Station Narot Jaimal Singh, District Pathankot under Sections 323, 324, 148 and 149 of Indian Penal Code, 1860, wherein offence under Section 326 IPC was added later on and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 12.11.2018, 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, Pathankot has been received, wherein it has been reported that statements of

petitioners/accused Akhil Singh, Bobby @ Bhupinder Singh, Goldy @ Ajay Kumar, Ravinder Singh and Sumit Singh Manhas @ Shammi and also of complainant Ramesh Pal and injured Surinder Pal Mahajan 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 Judicial Magistrate 1st Class, Pathankot 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.16 dated 15.5.2016 registered at Police Station Narot Jaimal Singh, District Pathankot under Sections 323, 324, 148 and 149 of Indian Penal Code, 1860, wherein offence under Section 326 IPC was added later on, and all the consequent proceedings arising therefrom are hereby quashed qua petitioners.

1.5.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No