

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

CRM-M-48932-2017 (O&M)

Date of Decision:- 29.1.2019

Sarabjeet Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. J.S.Khiva, Advocate, for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. Harjeet Singh Kotli, Advocate, for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 147, dated 31.10.2017, registered at Police Station Sardulgarh, District Mansa, under Sections 326, 450, 323, 427 and 34 IPC and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 20.12.2017 the parties had been directed to appear before the trial Court so as to get the statements recorded.

Report of learned Sub Divisional Judicial Magistrate, Sardulgarh, has been received to the effect that statement of complainant Jagtar Singh, injured/eye witness Mukhtiar Singh and also of petitioners/accused Sarabjeet Singh, Raj Kaur and Mandeep Singh have

been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant and injured/eye witness have specifically stated that they have no objection if the FIR in the present case is quashed. Learned Sub Divisional Judicial Magistrate, Sardulgarh opined that the compromise arrived between the parties is genuine, without any pressure or undue influence.

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. 147, dated 31.10.2017, registered at Police Station Sardulgarh, District Mansa, under Sections 326, 450, 323, 427 and 34 IPC and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

January 29, 2019
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(GURVINDER SINGH GILL)
JUDGE

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