

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

CRM-M-9805-2016 (O&M)

Date of Decision:- 10.1.2019

Surinder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jagvinder Singh Santwal, Advocate, for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 151, dated 14.11.2015, registered at Police Station Khamano, District Fatehgarh Sahib, under Sections 341, 323, 506 and 34 IPC and 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 the statements recorded.

Report of learned Sub Divisional Judicial Magistrate, Khamanon has been received to the effect that statement of complainant Sarabjit Singh and also of petitioners/accused Surinder Singh, Harnek Singh, Satinder Singh and Parvinder Singh have been recorded to the effect that

they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that he has no objection if the FIR in the present case is quashed. The learned Sub Divisional Judicial Magistrate, Khamanon opined that the compromise arrived between the parties is true, genuine, voluntary, without any pressure or undue influence and out of their own free will.

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. 151, dated 14.11.2015, registered at Police Station Khamano, District Fatehgarh Sahib, under Sections 341, 323, 506 and 34 IPC and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

January 10, 2019
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(GURVINDER SINGH GILL)
JUDGE

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