

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

CRM-M-52273-2018 (O&M)

Date of Decision:-15.3.2019

Harbhajan Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. Karamjeet Singh, Advocate for the petitioner.

Ms. Rashmi Attri, Assistant Advocate General, Punjab.

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**GURVINDER SINGH GILL, J.(Oral)**

By way of filing this petition, the petitioner seeks quashing of FIR No.85 dated 8.10.2018 registered under Sections 406, 420 and 506 of Indian Penal Code, 1860 and Section 13 of Punjab Travel Professional Regulation Act 2014 at Police Station Badali Ala Singh, District Fatehgarh Sahib, Punjab and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Mr. Vinod K. Verma, Advocate has today put in appearance on behalf of respondent No.2 and has filed Vakalatnama, which is taken on record.

Vide order dated 28.11.2018, 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 1<sup>st</sup> Class, Fatehgarh Sahib has been received, wherein it has been reported that statements of petitioner/accused Harbhajan Singh and also of complainant Jatinder Singh 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 1<sup>st</sup> Class, Fatehgarh Sahib 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.85 dated 8.10.2018 registered under Sections 406, 420 and 506 of Indian Penal Code, 1860 and Section 13 of Punjab Travel Professional Regulation Act 2014 at Police Station Badali Ala Singh, District Fatehgarh Sahib, Punjab and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

**15.3.2019**

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**( Gurvinder Singh Gill )  
Judge**

Whether reasoned/speaking                      Yes / No

Whether reportable                                  Yes / No