

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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**CRM-M no. 29351 of 2019
Date of Decision : 30.8.2019**

Kulwinder Singh and another **.....Petitioners**

v.

State of Punjab and others **.....Respondents**

CORAM : HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present : Mr. R.S. Dadwal, Advocate, for the petitioners

Mr. APS Gill, DAG, Punjab

Mr. Umesh Kumar, Advocate, for respondents no. 2 and 3

Amol Rattan Singh, J. (Oral)

By this petition, quashing of FIR no. 56 dated 27.5.2019, registered against the petitioner at Police Station Hathur, District Ludhiana Rural, for the alleged commission of offences punishable under Sections 452, 323, 427, 148 and 149 IPC is sought, on the basis of a compromise stated to have been arrived at between the parties, on 13.6.2019 (copy Annexure P-2).

Vide an order of this Court dated 12.7.2019, the parties were directed to appear before the learned trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the statements recorded by Judicial Magistrate Ist Class, Jagraon, have been received, stating therein that the complainant in the FIR, i.e. respondent No.2-Amritpal Singh, and the eye witness, Jagdev Singh, alongwith the petitioners, suffered statements before that Court that they have entered into the compromise voluntarily and without

any kind of pressure or coercion, which statements the learned Magistrate has opined to be genuine.

In view of the above and keeping in view the ratio of the law laid down by the Supreme Court in 'Gian Singh Vs. State of Punjab and others; (2012) 10 SCC 303', in the opinion of this Court it would be pointless to continue with criminal proceedings, the parties having fully compromised the matter of their own free will.

That being so, also looking at the nature of offences alleged to have been committed with the parties having compromised the matter, to try & ensure peace and harmony in the community, the petition is allowed and FIR no. 56 dated 27.5.2019, registered for the commission of offences punishable under Sections 452, 323, 427, 148 and 149 IPC, registered at Police Station Hathur, District Ludhiana Rural, alongwith all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

30.8.2019

Ashwani

Speaking/Reasoned
Reportable

Yes/No
Yes/No