

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

CRM-M-41182-2019 (O&M)

Date of Decision:- 28.11.2019

Jadwinder Singh @ Yadwinder @ Naveen

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Gagan Bajaj, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

Mr. Gursimran Singh Jassan, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking quashing of FIR No.164, dated 1.9.2014, registered at Police Station City Rupnagar, District Rupnagar, under Sections 341, 354, 506 of Indian Penal Code, 1860 as well as all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties and also for setting aside judgment dated 27.2.2017 passed by learned Judicial Magistrate 1st Class, Rupnagar, convicting the petitioner.
2. Vide order dated 25.9.2019, the parties had been directed to appear before the Appellate Court so as to get their statements recorded qua the factum of compromise.

3. Report of learned Additional Sessions Judge, Rupnagar, has been received, wherein it has been reported that statements of petitioner/accused Jadwinder Singh @ Yadwinder @ Naveen and also of complainant Jaspreet Kaur have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant in her statement has specifically stated that she has no objection in case the FIR in question is quashed.
5. The learned Additional Sessions Judge, Rupnagar, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
6. 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.164, dated 1.9.2014, registered at Police Station City Rupnagar, District Rupnagar, under Sections 341, 354, 506 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioner. Consequently judgment dated 27.2.2017 passed by learned Judicial Magistrate 1st Class, Rupnagar, whereby the petitioner stands convicted for offences under Sections 354, 341, 506 IPC is also set aside.

November 28, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No