

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

CRM-M-53130-2018 (O&M)

Date of Decision:-5.3.2019

Shama Kumari and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Naveen Batra, Advocate for the petitioners.

Mr. Randhir Singh Thind, DAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.131 dated 13.8.2017 registered at Police Station Mukerian, District Hoshiarpur under Sections 323, 324, 325, 341, 506 and 34 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 3.12.2018, 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 Sub-Divisional Judicial Magistrate, Mukerian has been received, wherein it has been reported that statements of petitioners/accused Shama Kumari, Prerm Singh Gurpreet Singh @ Gopi and also of complainant Lakhwinder 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 Sub-Divisional Judicial Magistrate, Mukerian 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.131 dated 13.8.2017 registered at Police Station Mukerian, District Hoshiarpur under Sections 323, 324, 325, 341, 506 and 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

5.3.2019

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No