

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

CRM-M-45122-2018 (O&M)
Date of Decision:- 27.3.2019

Ranjit Singh and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Surinder Thakur, Advocate, for the petitioners.

Ms. Rashmi Attri, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.91, dated 29.8.2018, registered at Police Station Mahilpur, District Hoshiarpur, under Sections 452, 323, 148 and 149 IPC and Sections 3 and 4 of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. At this stage Mr. Nitin Verma, Advocate has appeared on behalf of respondent No.4 and filed his Vakalatnama. The same is taken on record.
3. Vide order dated 11.10.2018 and 30.1.2019 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.

4. Report of learned Judicial Magistrate 1st Class, Garhshankar, has been received wherein it has been reported that statements of complainant/injured Sandeep Kumar, Parminder Kumar and Harjinder Kaur and of petitioners/accused Ranjit Singh, Prabhjot Singh @ Raja, Amandeep Singh @ Deepa, Pardeep Singh, Jaspal Singh @ Soni, Rashpal Singh @ Pali, Mohinder Singh @ Billi, Gurjinder Singh @ Chhanna and Sukhwinder Singh @ Sukha, have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant/injured have specifically stated that the matter has been compromised and they do not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Garhshankar, opined that the compromise is voluntary, without any coercion or undue influence and is genuine one.
5. 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.91, dated 29.8.2018, registered at Police Station Mahilpur, District Hoshiarpur, under Sections 452, 323, 148 and 149 IPC and Sections 3 and 4 of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

March 27, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No