

CRM-M-18301-2019

Date of decision: 28.01.2020

Harbhajan Dass and Others

... Petitioners

vs.

State of Punjab and Another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Parveen K. Kataria, Advocate for the petitioners.
Ms. Jasleen Kaur Sidhu, Assistant Advocate General, Punjab.
Ms. Deepmala Saini, Advocate for
Mr. Mukesh Sharma, Advocate, for respondent No.2.

VIVEK PURI, J. (ORAL)

Petitioners have approached this Court by way of instant petition under Section 482 Cr.P.C. invoking its inherent jurisdiction for quashing of FIR No. 133 dated 01.10.2013, under sections 323,326,148 and 149 IPC, registered at Police Station Chatiwind, District Amritsar (Rural) and all the consequential proceedings arising therefrom, on the basis of compromise.

On 24.05.2019, notice of motion was issued and parties were directed to appear before the Illaqa Magistrate/Trial Court for getting their statements recorded with regard to the compromise arrived at between them.

Pursuant to above-said order dated 24.05.2019, report has been received from Judicial Magistrate 1st Class, Amritsar. According to this report, statements of the parties have been recorded and the compromise is genuine and has been arrived at between the parties voluntarily, without any coercion or undue influence.

Learned counsel appearing on behalf of both the parties admit that the parties have settled their dispute.

In view of said circumstances and following the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and others 2007(3) R.C.R. (Criminal) 1052***, the present petition is allowed and FIR No.133 dated 01.10.2013, under sections 323,326,148 and 149 IPC registered at Police Station Chatiwind, District Amritsar (Rural) and all the subsequent proceedings having arisen therefrom are hereby quashed qua the petitioners.

(VIVEK PURI)
JUDGE

28.01.2020

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Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No