

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

CRM-M-45999-2019 (O&M)

Date of Decision:- 27.2.2020

Jaimal Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Amandeep Singh Manaise, Advocate, for the petitioners.

Ms. Rashmi Attri, AAG, Punjab,
assisted by ASI Rakesh Kumar.

Mr. Satvir Singh, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.70, dated 14.7.2017, Police Station Sadar Batala, Police District Batala, District Gurdaspur, under Sections 341, 427, 379, 506, 323, 120-B, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise effected between the parties.
2. Vide order dated 29.10.2019, 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.
3. Report of learned Judicial Magistrate 1st Class, Batala, has been received, wherein it has been reported that statements of

petitioners/accused Jaimal Singh, Dilbag Singh, Bachittar Singh, Sukhbir Singh and also of complainant Sawinder Singh and eye witness Balkar Singh @ Ghona have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant and eye witness in their statements have specifically stated that they have no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Batala, 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.70, dated 14.7.2017, Police Station Sadar Batala, Police District Batala, District Gurdaspur, under Sections 341, 427, 379, 506, 323, 120-B, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

February 27, 2020

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No