

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

CRM-M-47758-2019 (O&M)

Date of Decision:- 14.1.2020

Gursahib Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Prince Sharma, Advocate,
for the petitioners.

Ms. Rashmi Attri, AAG, Punjab,
assisted by ASI Harinder Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.39, dated 29.5.2019, registered at Police Station Valtoha, District Police Tarn Taran, under Sections 326, 323, 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 8.11.2019, 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, Patti, has been received, wherein it has been reported that statements of petitioners/accused Gursahib Singh, Sukhdial Singh, Gurlala Singh

and also of complainant Prem Singh have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant in his statement has specifically stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Patti, 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.39, dated 29.5.2019, registered at Police Station Valtoha, District Police Tarn Taran, under Sections 326, 323, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

January 14, 2020

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No