

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50664 of 2019
Date of decision :22.01.2020

Nikka Singh and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE GURVINDER SINGH GILL

Present:- Mr.Rajender Singh, Advocate, for the petitioners.

Mr.Saurabh Khurana, DAG, Punjab.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners have approached this Court seeking quashing of DDR No.34 dated 02.08.2010 under Section 323, 325, 34 IPC in FIR No.101 dated 02.08.2010 registered at Police Station Dhanula, District Barnala (Annexure P-1) under Sections 326, 452, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 28.11.2019, 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.

Report of learned Additional Chief Judicial Magistrate, Barnala, has been received, wherein it has been reported that statements of all the petitioners/accused and also the complainant have been recorded to the effect that they have compromised the matter amongst themselves.

The complainant in his statement has specifically stated that he has no objection in case the DDR in question is quashed.

The learned Additional Chief Judicial Magistrate, Barnala, 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 DDR No.34 dated 02.08.2010 under Sections 323, 325, 34 in FIR No.101 dated 02.08.2010 registered at Police Station Dhanula, District Barnala (Annexure P-2) under Sections 326, 452, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

22.01.2020
anil

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned = Yes/No.

Whether reportable= Yes/No.