

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

CRM-M-35909-2020 (O&M)
Date of Decision:-15.3.2021

Arash Singh @ Amardeep Singh and another ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Shekhar Kumar, Advocate for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J.(Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.75 dated 14.9.2020 registered at Police Station Badni Kalan, District Moga, Punjab under Sections 323, 324, 326, 148 and 149 of Indian Penal Code and all subsequent proceedings emanating therefrom on the basis of a compromise effected between the parties.
2. Vide order dated 5.11.2020, the parties had been directed to appear before the Trial Court/Illaq Magistrate so as to get their statements recorded qua the factum of compromise.
3. Report of learned Sub Divisional Judicial Magistrate, Nihal Singh Wala has been received, wherein it has been reported that the statements of

petitioners/accused Arash Singh @ Amardeep Singh and Sohan Singh and also of respondents No.2, 3 and 4 namely Kuldeep Singh, Swaranjit Kaur and Bittu Singh have been recorded to the effect that they have compromised the matter amongst themselves.

4. Respondents No.2, 3 and 4 namely Kuldeep Singh, Swaranjit Kaur and Bittu Singh in their statements have stated that they have no objection in case the FIR in question is quashed.
5. The learned Sub Divisional Judicial Magistrate, Nihal Singh Wala 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.75 dated 14.9.2020 registered at Police Station Badni Kalan, District Moga, Punjab under Sections 323, 324, 326, 148 and 149 of Indian Penal Code and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

15.3.2021

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No