

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

CRM-M-8790-2022 (O&M)

Date of Decision:- 26.7.2022

Gursewak Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Amit Kumar Walia, Advocate, for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab.

Mr. Lajpat Rai Sharma, Advocate, for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

CRM-25470-2022

In view of the reasons mentioned in the application, the same is allowed and the matter is preponed from 14.12.2022 and is taken on Board today itself.

CRM-M-8790-2022 (O&M)

1. The petitioner has approached this Court seeking quashing of FIR No.139, dated 21.10.2021, Police Station Sadar Sangrur, District Sangrur, under Sections 279, 337, 338, 427 IPC, and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

2. Vide order dated 02.03.2022, 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 Additional Chief Judicial Magistrate, Sangrur, has been received, wherein it has been reported that the statements of petitioner/accused Gursewak Singh, complainant Pardeep Singh and also of victim Lovepreet Singh have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant Pardeep Singh and victim Lovepreet Singh in their statement had stated that they have no objection in case the FIR in question is quashed.
5. The learned Additional Chief Judicial Magistrate, Sangrur, 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.139, dated 21.10.2021, Police Station Sadar Sangrur, District Sangrur, under Sections 279, 337, 338, 427 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioner.

26.7.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No