

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

CRM-M-19921-2021 (O&M)
Date of Decision:-23.9.2022

Gurpreet Singh @ Gopi and others ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Davinder Kumar, Advocate for
Mr. Nirmaljeet Singh Sidhu, Advocate for the petitioners.

Ms. Swati Batra, DAG, Punjab.

Mr. T.S. Hundal, Advocate for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.112, dated 6.8.2018, Police Station Dayalpura, District Bathinda, under Sections 341, 323, 506, 148, 149 of Indian Penal Code, wherein offence under Section 325 IPC was added later on, and all subsequent proceedings emanating therefrom on the basis of a compromise effected between the parties.
2. Vide order dated 1.7.2021, 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, Phul has been received, wherein it has been reported that statements of petitioners/accused Gurpreet Singh @ Gopi son of Sukhdev Singh, Sukhpiar Singh, Kulwinder Singh @ Rinku, Karamjeet Singh and also of respondent No.2 namely Gurpreet Singh son of Naib Singh have been recorded to the effect that they have compromised the matter amongst themselves.
4. Respondent No.2 namely Gurpreet Singh in his statement has stated that he has no objection in case the FIR in question is quashed.
5. Learned Judicial Magistrate 1st Class, Phul 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.112, dated 6.8.2018, Police Station Dayalpura, District Bathinda, under Sections 341, 323, 506, 148, 149 of Indian Penal Code, wherein offence under Section 325 IPC was added later on, and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

23.9.2022

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No