

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM-M-23372-2022 (O&M)

Date of Decision: 07.12.2022

Shila Kumari & another

...Petitioners

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Sandeep Sharma, Advocate, for the petitioners.

Mr. Luvinder Sofat, DAG, Punjab.

Mr. Vinay Bajaj, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners seek quashing of FIR No.84 dated 26.03.2022 registered at Police Station Division 8, District Police Commissionerate Jalandhar, Jalandhar, under Sections 379-B(2)/34/201 IPC and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 26.05.2022, 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 Ist Class, Jalandhar, has been received, wherein it has been reported that the statements of accused/petitioners, namely, Shila Kumari and Hari Narayan Shrestha as well as of Dheeraj Kumar, special power of attorney holder of

complainant Barjesh have been recorded to the effect that they have compromised the matter amongst themselves.

4. Dheeraj Kumar, special power of attorney holder of complainant Barjesh, in his statement has stated that the complainant has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, Jalandhar, has specifically opined that the parties have entered into compromise without any 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.84 dated 26.03.2022 registered at Police Station Division 8, District Police Commissionerate Jalandhar, Jalandhar, under Sections 379-B(2)/34/201 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

07.12.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**