

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

CRM-47688-2022 in/and
CRM-M-25829-2021 (O&M)
Date of Decision:- 13.12.2022

Dilpreet Singh and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ajay Pal Singh Rehan, Advocate, for the petitioners.

Ms. Swati Batra, DAG, Punjab.

Mr. Sandeep Godara, Advocate, for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

CRM-47688-2022

In view of the reasons mentioned in the application, the same is allowed and the matter is preponed from 18.5.2023 and is taken on Board today itself.

Main case

1. The petitioners Dilpreet Singh, Jobanpreet Singh @ Harjoban Singh and Harmanpreet Singh have approached this Court seeking quashing of FIR No.01, dated 01.01.2021, Police Station Sadar Gurdaspur,

District Gurdaspur, under Sections 452, 323, 148, 149 of IPC (Sections 324, 325 and 326 of IPC added later on), and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

2. Vide order dated 9.7.2021, 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, Gurdaspur, has been received, wherein it has been reported that the statements of petitioners/accused Dilpreet Singh, Jobanpreet Singh @ Harjoban Singh, Harmanpreet Singh and complainant/victims Malkit Singh and Surjit Singh have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant/victims Malkit Singh and Surjit Singh in their statements had stated that they have no objection in case the FIR in question is quashed.
5. The learned Additional Chief Judicial Magistrate, Gurdaspur, 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.01, dated 01.01.2021, Police Station Sadar Gurdaspur, District Gurdaspur, under Sections 452, 323, 148, 149 of

IPC (Sections 324, 325 and 326 of IPC added later on) and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

13.12.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No