

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

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CRM-M-33711-2021 (O&M)

Date of Decision: 09.12.2022

Kamaljit Singh & another

...Petitioners

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: None for the petitioners.

Mr. Luvinder Sofat, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners seek quashing of FIR No.0104 dated 17.06.2021 registered at Police Station Sadar Hoshiarpur, under Sections 436/427/380/457/148/149 IPC and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 20.08.2021, 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 Additional Chief Judicial Magistrate, Hoshiarpur, has been received, wherein it has been reported that the statements of accused/petitioners, namely, Kamaljit Singh and Gurpreet Singh @ Jagdish Singh as well as of complainant Sukhwinder Singh have been

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

4. The complainant Sukhwinder Singh in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Additional Chief Judicial Magistrate, Hoshiarpur, 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.0104 dated 17.06.2021 registered at Police Station Sadar Hoshiarpur, under Sections 436/427/380/457/148/149 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

09.12.2022
Vimal

(GURVINDER SINGH GILL)
JUDGE

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