

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

CRM-47849-2022 in/and
CRM-M-38669-2020 (O&M)
Date of Decision:- 15.12.2022

Vishnu and others	Versus	... Petitioners
State of Punjab and another		... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Ms. Riffi Birla, Advocate, for the petitioners.

Ms. Swati Batra, DAG, Punjab.

Ms. Manpreet Kaur, Advocate for
Ms. Pushpinder Kaur, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

CRM-47849-2022

In view of the reasons mentioned in the application, the same is allowed and the matter is preponed from 20.2.2023 and is taken on Board today itself.

Main case

1. The petitioners seek quashing of FIR No.120, dated 18.8.2020, Police Station Sadar Abohar, District Fazilka, under Sections 323, 326, 324, 148, 149, 120-B IPC, and all subsequent proceedings emanating therefrom on the basis of a compromise stated to have been effected between the parties.

2. Vide order dated 24.11.2020, the parties had been directed to appear before the trial Court/Illaqa Magistrate so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate 1st Class, Abohar, has been received, wherein it has been reported that the statements of petitioners/accused Vishnu, Naveen Kumar, Rakesh Kumar, Sheshkaran, Munish Kumar, Sudhir Kumar, Gurdial and complainant Arvind Kumar have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant Arvind Kumar in his statement had stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Abohar, 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.120, dated 18.8.2020, Police Station Sadar Abohar, District Fazilka, under Sections 323, 326, 324, 148, 149, 120-B IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

15.12.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No