

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

CRM-M-35690-2019 (O&M)

Date of Decision:- 04.8.2022

Karamjit Singh and others ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- None for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Sandeep Sharma, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.16, dated 11.2.2016, Police Station Ajitwal, District Moga, under Sections 452, 323, 506, 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 29.08.2019, 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 Judicial Magistrate 1st Class, Moga, has been received, wherein it has been reported that the statements of

petitioners/accused Karamjit Singh, Balwinder Singh @ Noni, Satpal Singh @ Satta, Iqbal Singh @ Kala, Avtar Singh @ Tari and complainant Nirmal Singh have been recorded to the effect that they have compromised the matter amongst themselves. Apart from complainant injured Avtar Singh s/o Hari Singh has also stated that he has compromised the matter.

4. The complainant Nirmal Singh and injured Avtar Singh s/o Hari Singh in their statement had stated that they have no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Moga, 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.16, dated 11.2.2016, Police Station Ajitwal, District Moga, under Sections 452, 323, 506, 148, 149 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

04.8.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No