



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

CRM-M-28899-2024 (O&M)
Date of Decision:-21.8.2024

Makhan Singh @ Foji and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Harish Bhatti, Advocate,
for the petitioners.

Mr. Inderjeet Singh Ladher, DAG, Punjab.

Ms. Diksha, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners seek quashing of FIR No.260, dated 16.10.2015 registered at Police Station Sohana, District SAS Nagar, under Sections 365, 294, 341, 323, 427, 148, 149 of Indian Penal Code, wherein offence under Sections 325, 149, 342 and 201 of Indian Penal Code was added later on and all subsequent proceedings emanating therefrom on the basis of a compromise stated to have been effected between the parties.
2. Vide order dated 31.5.2024, the parties had been directed to appear before the trial Court/Area Magistrate so as to get their statements recorded qua the factum of compromise.



- 3. Report of learned Judicial Magistrate Ist Class, SAS Nagar Mohali has been received, wherein it has been reported that statements of petitioners/accused Makhan Singh @ Foji, Jaspreet Singh @ Jassu, Simrat Singh @ Seema @ Simranjit Singh, Gurjant Singh @ Gurjaint Singh @ Jainta, Parminder Singh @ Pindi, Gurdeep Singh and also of respondents No.2 and 3 namely Gurmeet Singh and Harpreet Singh have been recorded to the effect that they have compromised the matter amongst themselves.
- 4. Respondents No.2 and 3 namely Gurmeet Singh and Harpreet Singh in their statement have stated that they have no objection in case the FIR in question is quashed.
- 5. Learned Judicial Magistrate, Ist Class, SAS Nagar Mohali has specifically opined that the parties have entered into compromise voluntarily and without any 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.260, dated 16.10.2015 registered at Police Station Sohana, District SAS Nagar, under Sections 365, 294, 341, 323, 427, 148, 149 of Indian Penal Code, wherein offence under Sections 325, 149, 342 and 201 of Indian Penal Code was added later and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

21.8.2024
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Whether reasoned/speaking
Whether reportable

(Gurvinder Singh Gill)
Judge
Yes / No
Yes / No