

2024:PHHC:168486



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

CRM-M-41634-2023 (O&M)
Date of Decision:- 16.12.2024

Vijay Masih and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Ms. Vaishali Thakur, Advocate for
Mr. Balbir Singh Jaswal, Advocate, for the petitioners.

Mr. Japjot Singh, AAG, Punjab.

Mr. Nitin Sharma, Advocate for respondents No.2 to 7.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioners-Vijay Masih, Kewal Masih, Ajay Masih, Akas Masih, Sawinder Singh, Dilbag Masih, Lovepreet Singh, Vinny @ Vijay Masih, Deba Masih, Amritpal Singh, Jashan, Bholi and Karjdeep Singh have approached this Court seeking quashing of FIR No.75, dated 02.10.2021, Police Station Mattewal, District Amritsar Rural, under Sections 323, 324, 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 04.04.2024, 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, Amritsar, has been received, wherein it has been reported that the statement of petitioners/accused Vijay Masih, Kewal Masih, Ajay Masih, Akas Masih, Sawinder Singh, Dilbag Masih, Lovepreet Singh, Vinny @ Vijay Masih, Deba Masih, Amritpal Singh, Jashan, Bholi, Karjdeep Singh and complainant/victims Vikas Masih, Patrath Masih, Jaspal Masih, Amarjit Kaur, Sarbjit Kaur, Balwinder Masih have been recorded to the effect that they have compromised the matter amongst themselves.
4. Complainant/victims Vikas Masih, Patrath Masih, Jaspal Masih, Amarjit Kaur, Sarbjit Kaur and Balwinder Masih 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, Amritsar, 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.75, dated 02.10.2021, Police Station Mattewal,



District Amritsar Rural, under Sections 323, 324, 148, 149 IPC, and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

16.12.2024
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(GURVINDER SINGH GILL)
JUDGE

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