

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

CRM-M-27683-2018 (O&M)

Date of Decision:-28.9.2018

Pardeep Kumar

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Inderjeet Singh Chawla, Advocate for the petitioner.

Ms. Simranjeet Kaur, AAG, Punjab.

Mr. Monty Goyal, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks quashing of FIR No.369 dated 11.10.2017 registered under Sections 279, 337, 338 and 427 of Indian Penal Code, 1860 at Police Station Focal Point, Police Commissionerate Ludhiana, District Ludhiana and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 5.7.2018, 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.

Report of learned Chief Judicial Magistrate, Ludhiana has been received to the effect that the statements of the petitioner/accused and also of the complainant Darshan Singh and injured Rakesh Kumar have been recorded to the effect that they have compromised the matter amongst themselves. The complainant Darshan Singh has specifically stated that he

have no objection in case the FIR is quashed. The learned Chief Judicial Magistrate, Ludhiana has specifically opined that the parties have entered into compromise voluntarily and out of their free Will and without there being any pressure, coercion or undue influence.

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.369 dated 11.10.2017 registered under Sections 279, 337, 338 and 427 of Indian Penal Code, 1860 at Police Station Focal Point, Police Commissionerate Ludhiana, District Ludhiana and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

28.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No