

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

Crl. Misc. No. M-41135 of 2014

Date of decision : 24.02.2015

Pawan Kumar

....Petitioner

versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Pardeep Rajpur, Advocate for the petitioner.

Mr. Arshdeep S. Kaler, DAG, Punjab.

RITU BAHRI, J. (Oral)

Quashing of the FIR No.10 dated 12.03.2011 under Sections 448/427/380/148/149 IPC, registered at Police Station “D Division” Amritsar and its consequential proceedings on the basis of compromise dated 28.11.2014 (Annexure P-2), is being sought.

The FIR was registered on a statement made by Vijay Kumar-respondent No.2/complainant alleging that the petitioner was a tenant in the shop, which was owned by the respondent No.2/complainant and the petitioner was doing oil and ghee business. The complainant had filed a suit for eviction of rented premises. On the intervening night of 11/12.03.2011, on the marriage of son of the complainant namely Saurav Arora, the complainant was informed that the petitioner along with some persons was demolishing his building. He reached at the spot and on seeing the complainant, the petitioner along with other persons ran away from the spot. In this background, the FIR was registered.

During the pendency of the trial, the matter has now been compromised by the parties, vide Annexure P-2.

In compliance of the order dated 02.12.2014, status report has been received from the Judicial Magistrate 1st Class, Amritsar and the statement of the complainant-Vijay Kumar has been recorded on 08.01.2015 that he has executed a compromise with Pawan Kumar-petitioner and are ready to maintain harmonious relations, peace and tranquility. Statement of the petitioner has also been recorded to the same effect.

Consequently, in view of the status report and in view of the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (Crl.) 1052**, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.10 dated 12.03.2011 under Sections 448/427/380/148/149 IPC, registered at Police Station "D Division" Amritsar, is quashed with all consequential proceedings arising therefrom qua petitioner.

The petition stands disposed of qua petitioner.

24.02.2015
Vinay

(RITU BAHRI)
JUDGE