

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

CRM-M No.37676 of 2015

Date of decision :26.08.2016

Kulwant Singh alias Kanta and others Petitioners

Versus

State of Punjab and othersRespondents

CORAM : HON'BLE MS.JUSTICE RITU BAHRI

Present: Mr.H.S.Bath, Advocate for the petitioners.

Mr.APS Gill, AAG, Punjab.

Mr.J.S.Dhaliwal, Advocate for respondents No.2 and 3.

None for respondent No.4.

RITU BAHRI, J. (Oral)

This is a petition for quashing of FIR No. 68 dated 02.06.2014, under Sections 452, 354, 506, 323, 148, 149 IPC, registered at Police Station Goindwal Sahib, District Tarn Taran, on the basis of compromise dated 29.10.2015(Annexure P-2).

This is a case of scuffle between the petitioners and the complainant in which the petitioners are alleged to have given blows to the complainant side with stick, *datar* and *kirch* etc. Now the dispute between the parties has been resolved with the intervention of respectables and the Panchayat since both the parties are of the same village and are neighbours. . A compromise deed dated 29.10.2015 (Annexure P-2) has also been placed on record.

The parties were directed to get their statements recorded before the trial Court with regard to the compromise vide order dated

04.11.2015. A report dated 08.12.2015 has been received from Sub Divisional Judicial Magistrate, Khadur Shib wherein she mentioned that the parties had appeared before her and had attested to the fact that a compromise had indeed taken place between them and that the compromise had been executed voluntarily and without any pressure. Learned AAG and learned counsel for respondents No.2 and 3 has accepted this fact.

Consequently in view of the compromise placed on record and the judgement of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot v. State of Punjab, 2008(2) RCR(Criminal) 429** and the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and ors. v. State of Punjab and another, 2007(3) RCR(Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Consequently, this petition is allowed and the FIR No. 68 dated 02.06.2014, under Sections 452, 354, 506, 323, 148, 149 IPC, registered at Police Station Goindwal Sahib, District Tarn Taran, and all other proceedings arising therefrom are quashed qua the petitioners.

(RITU BAHRI)
JUDGE

August 26 , 2016
sunita

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No