

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

**CRM No.M-9584 of 2016  
Date of Decision: March 17, 2016**

**Udhe Chand and others .... Petitioners**

**vs.**

**State of Punjab and another .... Respondents**

**CORAM: HON'BLE MR. JUSTICE KULDIP SINGH**

**Present:** Mr. Digvijay Nagpal, Advocate for the petitioners.

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment?*
- 2. To be referred to the Reporters or not?*
- 3. Whether the judgment should be reported in the Digest?*

**Kuldip Singh J.(Oral)**

Petitioners seek quashing of FIR No.44, dated 17.03.2010, under Sections 352, 186, 148, 149, 332 and 507 IPC, registered at Police Station Malout Sadar, District Sri Muktsar Sahib on the ground of the compromise effected between the parties.

A perusal of the FIR (Annexure P-1) shows that on 17.03.2010 at about 1.30 p.m., a crowd of 100 persons, which was headed by Comrade Udhe Chand and some other accused persons entered B.D.P.O. Complex by raising slogans and demanded to start the work under MNEREGA Scheme, which was stopped in the villages. They were made to understand that until the water is not drawn out from ponds, the work could not be stated. Thereafter, when complainant Gopal Sharan Gagneja, B.D.P.O. went back and sat in his office, they again tried to enter his office and then Jaswinder Singh, Secretary tried to stop them. On this, Udhe Chand hurled a brick on Jaswinder Singh, which hit on his right arm and the other persons started scuffling with the complainant and Pal Kaur, Chairman. They also abused them.

The facts and circumstances show that in this case, public servants were assaulted after entering their office. The offence committed by the accused-petitioners is serious in nature. Now, the matter has been compromised. The possibility is there that the accused-petitioners might have over awed the public servants to compel them to enter into the compromise.

Learned counsel for the petitioner has relied upon the authority of this Court delivered in case of ***“Ranjit Singh and another vs State of Punjab and another”***, 2013(1) R.C.R. (Criminal) 236.

Whether quashing is to be allowed or not depends upon the facts and circumstances of each case. I am of the view that the facts of the present case does not warrant that the FIR should be quashed.

Thus, there is no ground to quash the FIR in question.

Accordingly, the present petition stands dismissed.

March 17, 2016  
sarita

(KULDIP SINGH)  
JUDGE