

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

**Date of decision: 30.05.2017
CRM No. M-15958 of 2017**

1.

Sarabjit @ Gora and others

...Petitioners

Versus

The State of Punjab and others

...Respondents

2.

CRM No. M-16176 of 2017

Sukh Lal @ Sukha and another

...Petitioners

Versus

The State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

**Present: Mr. S.K. Virk, Advocate,
for the petitioners (in CRM-M-15958-2017).**

**Mr. C.L. Pawar, Advocate,
for the petitioners (in CRM-M-16176-2017).**

Mr. A.P.S. Gill, AAG, Punjab.

Ritu Bahri, J.

By this common order, Crl. Misc No. M-15958 of 2017 & Crl.
Misc No. M-16176 of 2017 shall be decided together wherein prayer is for
quashing of FIR No. 149 dated 28.06.2016, under Sections 354, 452, 323,
506, 509, 34 IPC, registered at Police Station, Rama Mandi, District
Jalandhar and cross version i.e. DDR No.03 dated 29.06.2016, under
Sections 452, 323, 354, 509, 427, 34 IPC in FIR No. 149 dated 28.06.2016,

under Sections 354, 452, 323, 506, 509, 34 IPC, registered at Police Station, Rama Mandi, District Jalandhar and subsequent proceedings arising therefrom on the basis of compromise dated 29.06.2016 (Annexure P-2).

F.I.R. No. 149 dated 28.06.2016 was registered on the basis of statement made by Neelam Rani-respondent No.2 (in CRM-M-15958-2017) to the effect that she was serving as Staff Nurse in Sri Guru Nanak Mission Dispensary, Rama Mandi, Jalandhar. Sarabjit Singh alias Gora-petitioner No.1 used to harass and humiliate her by sending wrong messages. In this regard, the matter was reported to the village Panchayat. On 28.06.2016, in the evening, when she along with her mother was present in the house, Sarabjit Singh alias Gora, Parminder, Subhash along with 3-4 ladies forcibly entered her house and started abusing the complainant and her mother. On hearing the noise, her aunt Paramjit Kaur tried to save them, however, the accused-petitioners gave her beatings. In this background, the FIR was registered.

Cross version i.e. DDR No. 03 dated 29.06.2016 was registered on the basis of statement made by Parveen-respondent No.2 (in CRM-M-16176-2017) to the effect that on 26.06.2016, at about 06/06:15 P.M., she was preparing meals in the kitchen. In the meantime, Sukha, Shinda, Bunty along with 5-6 ladies entered their house and started breaking the household articles. Thereafter, they gave her pipe blows, due to which, she received internal injuries. She raised hue and cry, due to which, lot of people gathered there. On seeing them, the assailants fled away along with their respective weapons. In this background, the DDR was registered.

After registration of the FIR, with the intervention of

respectable persons, the matter has been compromised between the parties vide compromise deed dated 29.06.2016 (Annexure P-2).

In compliance with the order dated 08.05.2017 passed in both the petitions, both the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Jalandhar, has been received in this regard. As per report, statements of the parties have been recorded to the effect that they have amicably resolved the dispute with the intervention of respectable persons. The compromise is voluntarily, without any pressure, coercion and with free will. They have no objection if the F.I.R. and its cross version are quashed.

Taking into account that the compromise has been effected between the parties and the compromise deed is dated 29.06.2016 (Annexure P-2), whereby the parties have decided to get the F.I.R. and its cross version quashed, it is a fit case where there is no impediment in the way of the Court to exercise its inherent powers under Section 482 Cr.P.C for quashing of F.I.R and cross-version (D.D.R) in the interest of justice.

Consequently, in view of the status report and the judgments passed by the Hon'ble Supreme Court in **Madan Mohan Abbot vs. State of Punjab** 2008(4) S.C.C. 582 and 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. 149 dated 28.06.2016, under Sections 354, 452, 323, 506, 509, 34 IPC, registered at Police Station, Rama Mandi, District Jalandhar and cross version i.e. DDR No.03 dated 29.06.2016,

under Sections 452, 323, 354, 509, 427, 34 IPC in FIR No. 149 dated 28.06.2016, under Sections 354, 452, 323, 506, 509, 34 IPC, registered at Police Station, Rama Mandi, District Jalandhar, are quashed with all consequential proceedings arising therefrom qua the petitioners.

Both the petitions i.e. Crl. Misc No. M-15958 of 2017 & Crl. Misc No. M-16176 of 2017 stand disposed of accordingly.

30.05.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No