

CRM No. M-18050 of 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-18050 of 2017(O&M)
Date of Decision : 25.09.2017

Shiv Kumar and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Swarn Tiwana, Advocate for the petitioners.

Ms. Rajni Gupta, Senior Deputy Advocate General,
Punjab.

Mr. Deepinder Brar, Advocate for
Mr. N.S. Sidhu, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No. 39 dated 01.05.2017, under Sections 452, 323, 506, 148, 149 IPC, registered at Police Station Khamanon, District Fatehgarh Sahib and all subsequent proceedings arising therefrom, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is an outcome of a sudden altercation on minor issue. The matter has now been compromised between the parties.

A coordinate Bench of this Court vide order dated 19.05.2017 had directed the parties to appear before the trial Court for recording their statements with regard to the genuineness of compromise. The report of the Sub Divisional

Judicial Magistrate, Khamanon, dated 01.07.2017 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded, which indicates that they have entered into compromise without any coercion or pressure.

The FIR is an outcome of a sudden altercation on minor issue. Now the matter has been compromised and the parties want to live in peace and harmony.

In view of the law laid down in "*Narinder Singh Vs. State of Punjab*" 2014 (6) SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 39 dated 01.05.2017, under Sections 452, 323, 506, 148, 149 IPC, registered at Police Station Khamanon, District Fatehgarh Sahib and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

September 25, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>