

CRM No. M-18260 of 2017(O&M)

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-18260 of 2017(O&M)
Date of Decision : 11.09.2017

Balbir Singh and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Munish Gulati, Advocate for the petitioners.

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

Mr. Avtar Singh Khinda, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of cross case vide DDR No. 25, dated 11.10.2014, under Sections 323, 324, 326, 34 IPC, registered at Police Station Talwandi Chaudharian, District Kapurthala in FIR No. 79, dated 14.10.2014, under Sections 323, 341, 506, 148, 149 IPC, registered at Police Station Talwandi Chaudharian, District Kapurthala, on the basis of compromise dated 17.04.2017 (Annexure P-3) arrived at between the parties.

Learned counsel for the petitioners contends that incident is outcome of a dispute over agricultural land. The injuries on the non-vital parts of the body and now the matter has now been resolved with the intervention of respectables.

A coordinate Bench of this Court vide order dated

22.05.2017 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, Sultanpur Lodhi, dated 03.06.2017, 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 voluntarily and without any coercion or pressure.

The FIR is outcome of a dispute over agricultural land between residents of the same village. 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 cross case vide DDR No. 25, dated 11.10.2014, under Sections 323, 324, 326, 34 IPC, registered at Police Station Talwandi Chaudharian, District Kapurthala in FIR No. 79, dated 14.10.2014, under Sections 323, 341, 506, 148, 149 IPC, registered at Police Station Talwandi Chaudharian, District Kapurthala and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

September 11, 2017
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<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>