

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

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CRM-M-19440-2017

DATE OF DECISION: 26.09.2017

HARJIT SINGH & ORS

... Petitioner(s)

Vs.

STATE OF PUNJAB AND ANR

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Harchand Singh Batth, Advocate
for the petitioner(s).

Ms. Rajni Gupta, Senior DAG, Punjab.

Mr. J.S. Dhaliwal, Advocate for respondent No.3.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.35 dated 19.02.2016, under Sections 323, 326, 34 & 506 IPC, registered at Police Station Patti, District Tarn Taran, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a dispute between the residents of the same village regarding the discharge of water in the drain. He further states that the injury is on the non-vital parts of the body of the complainant and the matter has now been compromised with the intervention of the Panchayat.

A Coordinate Bench of this Court by the order dated 26.05.2017 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court.

The report of SDJM, Patti, dated 13.06.2017 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 the compromise is genuine, without any coercion or undue influence.

The FIR is outcome of a dispute between the residents of the same village regarding the discharge of water in the drain. The injury is on the non-vital parts of the body of the complainant and the matter has now been compromised with the intervention of the Panchayat.

In view of the mandate of the Hon'ble Supreme Court in the case of ***Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466***, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.35 dated 19.02.2016, under Sections 323, 326, 34 & 506 IPC, registered at Police Station Patti, District Tarn Taran and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

26.09.2017

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No