

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

278

CRM-M-24242-2017

DATE OF DECISION: 26.09.2017

JAGIR KAUR

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANR

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Arun Takhi, Advocate
for the petitioner(s).

Ms. Rajni Gupta, Senior DAG, Punjab

Mr. Gurmeet Singh, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No.37 dated 23.04.2001, under Sections 447, 323, 448, 427, 379, 341, 148 & 149 IPC, registered at Police Station Mahilpur, District Hoshiarpur and all subsequent proceedings arising therefrom, on the basis of compromise dated 15.06.2017 (Annexure P-3).

Learned counsel for the petitioner contends that allegations in the FIR are that the petitioner along with others had trespassed in the plot of the complainant and removed bricks. He further states that matter has now been compromised with the intervention of respectables.

A Coordinate Bench by the order dated 13.07.2017 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 CJM, Hoshiarpur, dated 11.08.2017 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 trespassing by the petitioner and others in the plot of the complainant. The matter has now been compromised with the intervention of respectables.

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.37 dated 23.04.2001, under Sections 447, 323, 448, 427, 379, 341, 148 & 149 IPC, registered at Police Station Mahilpur, District Hoshiarpur and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

26.09.2017

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**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No