

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-24871 of 2017

DATE OF DECISION:27.09.2017

Shinderpal and others

... Petitioner(s)

V.

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Lakhwinder Singh Mann, Advocate for the petitioners.

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

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.139 dated 29.05.2017, under Sections 324/341/427/148/149 of the IPC (Section 326 added later on), registered at Police Station Shankot, District Jalandhar (Rural) on the basis of compromise, which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of a sudden altercation between youngsters, most of whom are school students. Learned counsel contends that inadvertently Section 326 IPC has not been mentioned in the petition but it was subsequently added in the course of investigation. He further contends that the injuries which have been caused to the complainant are on non-vital parts of his body.

A coordinate Bench of this Court vide order dated 14.07.2017 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 JMIC, 20.09.2017.

Jyoti
20.09.2017
I attest to the accuracy and
integrity of this document
HIGH COURT CHANDIGARH

Nakodar dated 29.07.2017 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 the compromise is genuine, without any coercion or undue influence.

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.139 dated 29.05.2017 under Sections 324,341,427,148,149 IPC (Section 326 IPC added later on), registered at Police Station Shankot, District Jalandhar (Rural) and subsequent proceedings arising therefrom, are hereby quashed qua the petitioners.

27.09.2017

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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No