

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-26487 of 2016
Date of Decision : 10.01.2017

Iqbal Singh @ Raju

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Varun Sharma, Assistant Advocate General, Punjab.

Mr. Vaibhav Sehgal, Advocate for respondent No. 2.

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking quashing of FIR No. 10, dated 18.03.2016, under Section 435 IPC, registered at Police Station Narot Jaimal Singh, District Pathankot and all consequential proceedings.

Learned counsel for the petitioner has contended that with the intervention of respectables of the area, compromise has been arrived at between the petitioner and respondent No. 2 and they have decided to end the litigation.

A co-ordinate Bench of this Court vide order dated 04.08.2016 had directed the parties to appear before the trial Court for recording their statements with regard to genuineness of the compromise. A report dated 06.09.2016 from learned Judicial Magistrate Ist Class, Pathankot has been

received in this regard, wherein, it is stated that statements of the accused as well as complainant have been recorded, which indicates that the compromise has been arrived at voluntarily and without any coercion or pressure.

The matter has been voluntarily compromised between the parties and it pertains to an offence under Section 435 IPC, which is a bailable offence. In view 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*, it would be in the interest of justice if the proceedings are quashed to give quietus to the litigation between the parties.

Therefore, the petition is allowed and FIR No. 10, dated 18.03.2016, under Section 435 IPC, registered at Police Station Narot Jaimal Singh, District Pathankot and all consequential proceedings arising therefrom are hereby quashed.

January 10, 2017.
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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned? Yes

Whether reportable? No