

CRM No. M-26518 of 2017(O&M)

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-26518 of 2017(O&M)
Date of Decision : 28.08.2017

Gurmukh Singh @ Garry Sandhu

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Ms. Navdeep Kaur, Advocate for
Mr. Keshav Pratap Singh, Advocate for the petitioner.

Ms. Seena Mand, Deputy Advocate General, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No. 141, dated 18.09.2016, under Section 295 IPC and Sections 3, 4 of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Goraya, District Jalandhar, on the basis of compromise, which has been arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is outcome of a misunderstanding between the parties, which has now been resolved.

This Court vide order dated 25.07.2017 had directed the parties to appear before the trial Court/Ilqa Magistrate for recording their statements with regard to the genuineness of

compromise. The Judicial Magistrate Ist Class, Phillaur, has sent his report dated 21.08.2017, wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise has been effected without any pressure or undue influence.

The FIR is outcome of a misunderstanding between the parties, which has now been resolved. 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 FIR No. 141, dated 18.09.2016, under Section 295 IPC and Sections 3, 4 of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Goraya, District Jalandhar and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

August 28, 2017
kanchan

(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>