

CRM No. M-27645 of 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-27645 of 2017(O&M)
Date of Decision : 25.10.2017

Gajjan alias Raj Kumar and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Peeush Gagneja, Advocate for the petitioners.

Mr. Sandeep Virmani, Additional Advocate General,
Punjab.

Mr. Gurshamshir Waraich, Advocate for
Mr. Harpal Singh, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No. 77, dated 14.07.2016, under Sections 323, 295, 427, 148, 149 IPC, registered at Police Station Bahaw Wala, Tehsil Abohar, District Fazilka and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a sudden quarrel between residents of the same village. Only simple injuries were caused in the occurrence and the matter has been compromised with the intervention of respectables.

This Court vide order dated 01.08.2017 had directed

the parties to appear before the trial Court/Ilalaqa Magistrate for recording their statements with regard to the genuineness of compromise. The report of the Judicial Magistrate Ist Class, Abohar, dated 16.08.2017 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 they have entered into compromise voluntarily and without any pressure or coercion.

The FIR is outcome of a sudden quarrel between residents of the same village. The matter has now been compromised and the parties want to live in peace and harmony.

In view of the law laid down in "*Narinder Singh Vs. State of Punjab*" 2014 (6) SCC 466 and *Shiji @ Pappu and others Vs. Radhika and another(supra)*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 77, dated 14.07.2016, under Sections 323, 295, 427, 148, 149 IPC, registered at Police Station Bahaw Wala, Tehsil Abohar, District Fazilka and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

October 25, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

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