

CRM No. M-28443 of 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-28443 of 2017(O&M)
Date of Decision : 29.08.2017

Charan Singh and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. S.S. Arora, Advocate for the petitioners.

Ms. Seena Mand, Deputy Advocate General, Punjab.

Mr. Amandeep Singh, Advocate
for respondents No. 2 to 10.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of cross-case recorded vide DDR No. 18, dated 02.05.2010, under Sections 323, 324, 341, 201 IPC arising out of FIR No. 95, dated 02.05.2010, under Sections 323, 324, 235, 148, 149, 201 IPC, registered at Police Station Machhiwara, District Ludhiana (Annexure P-1), on the basis of compromise dated 19.07.2017 (Annexure P-3) arrived at between the parties.

Learned counsel for the petitioners contends that FIR is outcome of a dispute between the neighbours and only simple injuries have been caused in the incident and now the matter has now been resolved with the intervention of respectables.

This Court vide order dated 08.08.2017 had directed

the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to the genuineness of compromise. The report of the Additional Sessions Judge, Ludhiana, dated 24.08.2017, in other connected matter i.e. CRM No. M-28427 of 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 coercion or pressure.

The FIR is an outcome of a dispute between the neighbours and only simple injuries have been caused in the incident and now the matter has been compromised with the intervention of respectables.

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 cross-case recorded vide DDR No. 18, dated 02.05.2010, under Sections 323, 324, 341, 201 IPC arising out of FIR No. 95, dated 02.05.2010, under Sections 323, 324, 235, 148, 149, 201 IPC, registered at Police Station Machhiwara, District Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

August 29, 2017
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<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>