

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM NO. M-30367 OF 2017(O&M)
DECIDED ON : 12.09.2017**

Nitish @ Shanty

...Petitioner

versus

State of U.T. Chandigarh and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Rohit Khullar, Advocate,
for the petitioner.

Mr. G. S. Chahal, Standing Counsel,
for U.T Chandigarh.

Mr. Ravinder Kumar, Advocate,
for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No.26 dated 13.03.2016 under Section 307/34 IPC registered at Police Station Sector-19, Chandigarh (Annexure P-1) on the basis of compromise dated 01.08.2017 (Annexure P-3) arrived at between the parties.

Learned counsel for the petitioner contends that the incident is an outcome of a sudden quarrel between the students and the matter has now been compromised. He further states that the complainant, who had received injuries, has fully recovered and is hale and hearty.

This Court by the order dated 21.08.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Chandigarh, has sent his report dated 28.08.2017, 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 fear or undue influence.

The FIR is an outcome of a sudden quarrel between the students. The matter has been compromised and the complainant has fully recovered.

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.26 dated 13.03.2016 under Section 307/34 IPC registered at Police Station Sector-19, Chandigarh and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

(ANUPINDER SINGH GREWAL)
JUDGE

SEPTEMBER 12, 2017

SwarnjitS

Whether speaking/reasoned	:	Yes /	No
Whether reportable	:	Yes /	No