

CRM No. M-31578 of 2017

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-31578 of 2017
Date of Decision : 25.10.2017

Himmat Singh and another

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. R.K. Kapila, Advocate for the petitioners.

Mr. Sandeep Virmani, Additional Advocate General,
Punjab.

Ms. Surinderdeep Kaur, Advocate for
Ms. Bandana Dogra, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No. 140 dated 06.08.2017, under Sections 452, 323, 34 IPC, registered at Police Station Garhshankar, District Hoshiarpur, on the basis of compromise dated 21.08.2017(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 fight and the matter has been compromised.

This Court vide order dated 28.08.2017 had directed the parties to appear before the trial Court/Illaq Magistrate for recording their statements with regard to the genuineness of compromise. The report of the Sub Divisional Judicial Magistrate, Garhshankar, dated 11.09.2017 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 fight, which has now been resolved. The matter has 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. 140 dated 06.08.2017, under Sections 452, 323, 34 IPC, registered at Police Station Garhshankar, District Hoshiarpur and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

October 25, 2017
kanchan

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