

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

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**CRM-M-31995 of 2015
Date of Decision: 18.08.2017.**

Avtar Singh

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Abhishek Goyal, Advocate for
Mr. Pardeep Goyal, Advocate for the petitioner.

Mr. Rana Harjasdeep Singh, Assistant Advocate General,
Punjab.

Ramendra Jain, J.(Oral)

Through this petition under Section 482 of the Code of Criminal Procedure, prayer has been made for quashing F.I.R. No.225 dated 17.07.2014 under Sections 353, 186 and 332 I.P.C., pertaining to Police Station City, Sangrur, on the basis of compromise Annexure P-2.

On presentation of the petition, vide order dated 18.09.2015, the parties were directed to appear before the trial Court within fifteen days to get their statements recorded for compromise with a direction to the trial Court to furnish a report alongwith the recorded statements qua veracity of the compromise, if any, between the parties.

Consequently, the parties appeared before the Chief Judicial Magistrate, Sangrur on 16.10.2015 and got recorded their statements for compromise. Report bearing No.2301 dated 26.10.2015 from the concerned

Magistrate duly forwarded by learned District and Sessions Judge, Sangrur vide Endst. No.8208/EB dated 29.10.2015 has also been received.

According to the report of Chief Judicial Magistrate, Sangrur, the compromise between the parties is voluntary, without any pressure, threat or coercion.

In the instant case, the petitioner did not cause injuries to the complainant with an intention to deter him from discharging his official duties, meaning thereby that the assault by the petitioner upon the complainant was not in connection with any official function already discharged or to be discharged by the complainant, therefore, there was no necessity to obtain any permission by the complainant to compound the offence before entering into the compromise with the petitioner.

In view of the totality of the facts and circumstances and considering the fact that the compromise will bring harmony in relations between the parties, the aforesaid F.I.R. No.225 qua the petitioner, is hereby quashed.

Petition is disposed of accordingly.

(RAMENDRA JAIN)
JUDGE

18.08.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No