

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Crl. Misc. No.M-33517 of 2016
DATE OF DECISION: January 17,2017

Jaswinder Singh @ Somi and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Amit Dhawan, Advocate for the petitioners.
Mr.D.S.Virk, AAG, Punjab.

AMOL RATTAN SINGH, J.

By this petition, quashing of FIR No.238 dated 15.10.2011, registered initially for the alleged commission of offences punishable under Sections 307,324,323,341,506, 148, 149,120-B IPC, at Police Station Nakodar, District Jalandhar, is sought, on the basis of a compromise reached between the parties, i.e. the petitioners and respondent Nos.2 and 3 herein. It is stated that no one was injured in the occurrence, other than respondent Nos.2 and 3.

At the time when notice was issued, the parties were directed to record their statements in respect of the compromise vide order dated 21.9.2016 passed by this Court. In terms of the aforesaid order, the report of the learned SDJM,Nakodar has

been received, to the effect that the statements of the complainant-respondent No.2 Tara Singh, as also injured respondent No.3 Shingara Singh, were recorded as were the statements of the four petitioners herein.

As per the assessment of the learned Magistrate, the compromise arrived at was wholly voluntary.

Learned counsel for the petitioners also submits that various other FIRS registered between the parties have been cancelled at the stage of trial itself, on the basis of statements made by the complainant in favour of the petitioners.

In the circumstances and also keeping in view the fact that the offence under Section 307 IPC had already been deleted vide DDR No.18 dated 12.2.2012, in the opinion of this Court, there is no purpose in continuing with criminal proceedings. Hence, keeping in view the ratio of the judgment of the Supreme Court in Gian Singh v. State of Punjab and another 2012(4) RCR (Criminal) 543, FIR No.238 dated 15.10.2011, registered at Police Station Nakodar, District Jalandhar, along with all proceedings arising therefrom, is hereby quashed.

January 17,2017
KD

(AMOL RATTAN SINGH)
JUDGE

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