

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

**CRM NO. M-32765 OF 2017
DECIDED ON : 28.09.2017**

Gurpreet Singh and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Arun Singla, Advocate,
for the petitioners.

Ms. Rajni Gupta, Senior DAG, Punjab.

Mr. Gaurav Chadha, Advocate,
for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Learned counsel for the petitioners contends that inadvertently the petitioners did not mention Section 308 IPC in the FIR as offence under Section 308 IPC was added later on. He apologises for this lapse.

On oral request of learned counsel for the petitioners, in FIR No. 155 dated 15.11.2015, Section 308 IPC shall also be read. Registry is directed to make necessary correction.

The petitioners are seeking quashing of FIR No.155 dated 15.11.2015 under Sections 458/506/323/34 IPC (Section 308 IPC added later on) registered at Police Station Moonak, District Sangrur, on the basis of compromise (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioners contends that FIR is an outcome of a sudden quarrel between the neighbours. The complainant has fully recovered from the injury which was the very basis of addition of Section 308 IPC in the instant FIR. The matter has been compromised with the intervention of respectables.

Learned counsel for complainant/respondent No.2 states that complainant has fully recovered and on his own accord has compromised the matter.

This Court by the order dated 06.09.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Sub Divisional Judicial Magistrate, Moonak, has sent her report dated 19.09.2017, 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 parties. The complainant has fully recovered 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, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.155 dated 15.11.2015 under

Sections 458/506/323/308/34 IPC registered at Police Station Moonak, District Sangrur and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

SEPTEMBER 28, 2017
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Whether speaking/reasoned	:	Yes	/	No
Whether reportable	:	Yes	/	No