

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-33266-2017

Decided on: 06.10.2017

Sarabjit Singh @ Saaba and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Vikas Cuccria, Advocate, for
Mr. A.S. Manaise, Advocate,
for the petitioners.

Mr. Hittan Nehra, Addl. AG, Punjab.

Mr. Gagandeep Singh, Advocate,
for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.34 dated 08.07.2017 (Annexure P-1), under Sections 324, 326, 148 & 149 IPC, registered at Police Station Kalanaur, District Gurdaspur and subsequent proceedings arising therefrom on the basis of compromise dated 02.09.2017 (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 quarrel between the residents of the same village. The injuries on the complainant are on the non-vital parts of his body and with the intervention of the respectables, the matter has been compromised.

This Court by the order dated 08.09.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial

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 outcome of a sudden quarrel between the residents of the same village. The injuries on the complainant are on the non-vital parts of his body and with the intervention of the respectables, the matter has been compromised.

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.34 dated 08.07.2017, under Sections 324, 326, 148 & 149 IPC, registered at Police Station Kalanaur, District Gurdaspur and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

06.10.2017
Dinesh

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No