

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

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**CRM-M-33674-2017
DATE OF DECISION: 10.10.2017**

PAWAN KUMAR & ANOTHER

... Petitioner(s)

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. S.S. Kainth, Advocate
for the petitioner(s).

Ms. Seena Mand, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.22 dated 24.02.2017, under Sections 323/341/506/148/149 IPC (Section 307 IPC added later on), registered at Police Station Chamkaur Sahib, District Rupnagar (Annexure P-1), 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 fight over a trivial issue, which has now been resolved. He further states that Section 307 IPC was added later on but there is only one injury on the head of complainant alleged to be caused by the petitioner with a rod and the complainant has fully recovered therefrom.

This Court by the order dated 11.09.2017 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of JMIC,

Rupnagar, dated 25.09.2017 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 the compromise is genuine, without any coercion or undue influence.

The FIR is an outcome of a sudden fight over a trivial issue, which has now been resolved. Section 307 IPC was added later on but there is only one injury on the head of complainant alleged to be caused by the petitioner with a rod and the complainant has fully recovered therefrom.

In view of the mandate of the Hon'ble Supreme Court in the case of ***Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466***, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.22 dated 24.02.2017, under Sections 323/341/506/148/149 IPC (Section 307 IPC added later on), registered at Police Station Chamkaur Sahib, District Rupnagar (Annexure P-1) and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s) only.

10.10.2017

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**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No