

CRM No. M-33790 of 2017

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM No. M-33790 of 2017  
Date of Decision : 03.11.2017

Sukhwinder Singh

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Ramesh Sharma, Advocate for the petitioner.

Mr. Kanisth Ganeriwala, Assistant Advocate General,  
Punjab.

Mr. G.S. Nagra, Advocate for respondents No. 2.

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**ANUPINDER SINGH GREWAL, J. (ORAL)**

The petitioner is seeking quashing of FIR No. 54 dated 04.06.2017, under Sections 323, 324, 326, 34 IPC, registered at Police Station Bholath, District Kapurthala and subsequent proceedings arising therefrom on the basis of compromise dated 02.09.2017 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is the result of a dispute between the residents of the same village over installation of electricity pole. The injured has fully recovered and with intervention of the respectables, the matter has been compromised.

This Court vide order dated 13.09.2017 had directed the parties to appear before the trial Court/Ilqa Magistrate for recording their statements with regard to the genuineness of

compromise. The report of the Judicial Magistrate Ist Class, Kapurthala dated 10.10.2017 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 they have entered into compromise voluntarily and without any pressure or coercion.

The FIR is the result of a dispute between the residents of the same village over installation of electricity pole. The matter has now been compromised 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 and *Shiji @ Pappu and others Vs. Radhika and another(supra)*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 54 dated 04.06.2017, under Sections 323, 324, 326, 34 IPC, registered at Police Station Bholath, District Kapurthala and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

November 03, 2017  
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(ANUPINDER SINGH GREWAL)  
JUDGE

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|-----------------------------------|------------|
| <i>Whether speaking/reasoned?</i> | <i>Yes</i> |
| <i>Whether reportable?</i>        | <i>No</i>  |