

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

**CRM NO. M-37963 OF 2017(O&M)
DECIDED ON : 13.11.2017**

Jarnail Singh and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Kamal Narula, Advocate,
for the petitioners.

Mr. Kanisth Ganeriwala, AAG, Punjab.

Mr. Munish Gulati, Advocate,
for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

CRM NO. 35870 OF 2017

This application is for correction in the head note as well as prayer clause of the petition.

Learned counsel for the applicant-petitioner contends that inadvertently Section 343 IPC has been mentioned in the headnote and prayer clause of the petition in stead of Section 434 IPC.

For the reasons mentioned in the application, same is allowed and in the head note as well as prayer clause of the petition, Section 434 IPC shall be read in stead of Section 343 IPC. Amended memo of parties is taken on record. Registry is directed to carry out necessary correction.

MAIN CASE

The petitioners are seeking quashing of FIR No.10 dated 10.01.2015 under Sections 434/379/506 IPC registered at Police Station Guruharshai, District Ferozepur (Annexure P-1), on the basis of affidavit dated 18.08.2017 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioners contends that FIR is an outcome of a dispute about demarcation of land between the neighbours and the matter has been compromised with the intervention of respectables.

This Court by the order dated 10.10.2017, 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 Magistrate Ist Class, Guruharsahai, has sent his report dated 02.11.2017, 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 dispute about demarcation of land between the neighbours and the matter has been compromised with the intervention of respectables.

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.10 dated 10.01.2015 under Sections 434/379/506 IPC registered at Police Station

Guruharshai, District Ferozepur and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

NOVEMBER 13, 2017
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Whether speaking/reasoned	:	Yes	/	No
Whether reportable	:	Yes	/	No