

CRM No. M-40383 of 2017

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-40383 of 2017

Date of Decision : 28.11.2017

Balbir Singh @ Roda and another

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. R.S. Sidhu, Advocate for the petitioners.

Mr. Sandeep Vermani, Addl. Advocate General, Punjab.

Mr. D.S. Randhawa, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of DDR No. 29 in FIR No. 109 dated 05.07.2016, under Sections 294, 323, 506, 149 IPC, registered at Police Station Daba, District Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that DDR and FIR are the outcome of misunderstanding between the neighbours and the matter has now been compromised with the intervention of respectables.

This Court vide order dated 27.10.2017 had directed the parties to appear before the trial Court/Illaq Magistrate for recording their statements with regard to the genuineness of compromise. The report of Judicial Magistrate Ist Class, Ludhiana

dated 21.11.2017 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 without any pressure or coercion.

The DDR and FIR are the outcome of misunderstanding between the neighbours. The matter has 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, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and DDR No. 29 in FIR No. 109 dated 05.07.2016, under Sections 294, 323, 506, 149 IPC, registered at Police Station Daba, District Ludhiana and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

November 28, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

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