

261-A

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

CRM-M-42232-2016

Decided on : July 20, 2017

ATMA SINGH AND OTHERS

....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENT

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Krishan Sahejpal, Advocate for
Mr. Rahul Jaswal, Advocate
for the petitioners.

Mr. Rana Harjasdeep Singh, AAG, Punjab
for respondent No.1.

Mr. Vivek Thakur, Advocate
for respondent No.2.

RAMENDRA JAIN, J (ORAL)

Prayer in the instant petition under Section 482 of the Code of Criminal Procedure has been made for quashing FIR No.44 dated 22.04.2016 under Sections 323, 324, 148 and 149 IPC, registered at Police Station Sadar, Kapurthala on the basis of compromise between the parties.

In compliance of the direction of this Court dated 14.12.2016 report from learned Additional Chief Judicial Magistrate, Kapurthala having endorsement No.933 dated 20.03.2017 has been received, according to which, parties have made their statements qua compromise voluntarily without any pressure.

In view of the above, no useful purpose would be served in case, the proceedings before the trial Court are continued.

Hence, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052 (P&H)** and approved by the Hon'ble Supreme Court in **Gian Singh v. State of Punjab and others, (2012) 10 SCC 303**, this petition is allowed and FIR No.44 dated 22.04.2016 registered under Sections 323, 324, 148 and 149 of the Indian Penal Code (IPC) at Police Station Sadar, Kapurthala and all the consequential proceedings arising therefrom are quashed on the basis of compromise (Annexure P-3).

July 20, 2017

rajneesh

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No