

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

CRM-M No. 43798 of 2015

Date of Decision: 10.01.2017

MANDEEP SINGH

-PETITIONER

VS

STATE OF PUNJAB AND ANOTHER

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.N.K. Vadehra, Advocate
for the petitioner.

Ms.Rimplejeet Kaur, A.A.G, Punjab.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner seeks quashing of FIR No. 64 dated 07.07.2015 under Sections 308, 325, 323, 427, 506, 34 IPC, registered at Police Station Jodhan, District Ludhiana (Rural) at the instance of the complainant namely Hardeep Singh on the basis of compromise.

Prior to this FIR, one FIR bearing No.08 dated 02.02.2015 was also got registered by complainant-Hardeep Singh against the petitioner and others for the offence under Sections 307, 341, 323, 324, 506, 148, 149 IPC in the same police station i.e. Jodhan which was ultimately quashed by this

Court in CRM-M No.31744-2015 titled as Jagjeet Singh and others vs. State of Punjab and others on 17.12.2015 on the basis of same compromise.

Vide order dated 19.10.2016, both the parties were directed to appear before the Illaqa Magistrate for recording their statements with regard to genuineness of compromise. The Illaqa Magistrate has submitted a report dated 07.01.2017 after recording statements of the complainant and the accused and has reported that the compromise is voluntary in nature and the same is without any pressure or threat from any side.

Concededly, none of the injuries found on the person of the complainant was declared to be dangerous to life.

In view of ratio laid down in **Kulwinder Singh and others vs. State of Punjab and another, 2007 (3) RCR (Criminal) 1052, Bhajan Lal vs. State of Haryana and others, AIR 1992 Supreme Court 604, Gian Singh vs. State of Punjab and another 2012 (4) RCR (Criminal) 543, Dimpey Gujraj vs. Union Territory through Administrator, U.T, Chandigarh and others, 2012 (6) CTC 829 and Narinder Singh and others vs. State of Punjab and another, 2014 (2) RCR (Criminal) 482**, the prayer for quashing of FIR on the basis of compromise was entertained. Earlier FIR bearing No.08 dated 02.02.2015 under Section 307 and other allied offences already stands quashed vide order dated 17.12.2015.

In view of aforesaid, this petition is allowed. FIR No. 64 dated 07.07.2015 under Section 308, 325, 323, 427, 506, 34 IPC, registered at Police Station Jodhan, District Ludhiana (Rural) and all subsequent proceedings arising thereof stands quashed qua the petitioner.

Disposed of.

10.01.2017
Jyoti Y.

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No