

CRM No. M-45498 of 2016(O&M)

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

CRM No. M-45498 of 2016(O&M)

Date of Decision : 10.08.2017

Rupinder Singh @ Rimpay and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Jigyasa Tanwar, Advocate for the petitioners.

Ms. Seena Mand, Deputy Advocate General, Punjab.

Ms. Narender Kaut, Advocate for respondents No. 2 and 3.

Anupinder Singh Grewal, J.(Oral)

The petitioners are seeking quashing of FIR No. 64, dated 09.05.2016, under Sections 452, 323, 324, 342, 506, 148, 149 IPC, (Section 307 IPC added later on), on the basis of compromise (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a sudden quarrel between neighbours and the matter has been compromised with the intervention of the respectables. She further states that injury for which Section 307 IPC was added later on, is on the non-vital part of the body of the injured, namely, Deepjot Singh-respondent No. 3. Learned counsel also states that all the injuries are simple in nature.

Learned counsel appearing for respondents No. 2 and 3 states that the matter has indeed been compromised and the grievous injury was on

the arm of respondent No. 3-Deepjot Singh.

A coordinate Bench of this Court vide order dated 20.12.2016 had directed the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of the Judicial Magistrate Ist Class, Ludhiana, dated 27.02.2017, has been received, which indicates that the compromise has been recorded without any threat, coercion and undue influence.

The afore-noted FIR is the outcome of a dispute between neighbours, which has now been resolved. The injuries are on non-vital parts of the body. The parties are neighbours and it would be in the interest of justice, if the FIR is quashed to enable them to live in peace and harmony. In view the mandate of the Hon'ble Supreme Court in the case of ***Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466***, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 64, dated 09.05.2016, under Sections 452, 323, 324, 342, 506, 148, 149 IPC, (Section 307 IPC added later on) and all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

August 10, 2017
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<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>