

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

**Crl. Misc. No. M-4555 of 2017 (O&M)
Date of decision: March 20 , 2017**

Jarnail Singh and others

.. Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Abhaypal Singh Gill, Advocate
for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

Mr. K.B.S.Mann, Advocate
for respondents No.2 and 3.

SURINDER GUPTA, J.(Oral)

The petitioners have filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No. 72 dated 07.09.2013 (Annexure P-1) along with all consequential proceedings arising therefrom, registered for offences punishable under Sections 323, 324, 451, 148 read with Section 149 Indian Penal Code (for short 'IPC') at Police Station Mullanpur Garibdas, District SAS Nagar on the basis of the compromise (Annexure P-2).

As per case of the prosecution, altercation took place on 06.09.2013 at about 7:30 PM, when the petitioners caused injuries to complainant Satpal Singh and his mother Laxmi Devi.

Learned counsel for the petitioners submits that the matter has since been settled vide compromise, copy of which has been placed on file as Annexure P- 2.

Learned State counsel submits that the police on the basis of

compromise has prepared cancellation report for submission before the Court.

Learned counsel for respondent No.2-complainant and other private respondents endorsed the submission of learned counsel for the petitioners and has no objection if the impugned FIR (Annexure P-1) is quashed.

In order to verify the veracity and genuineness of the settlement between the parties, they were directed to appear before the trial court and get their statements recorded. The trial court has sent its report dated 06.03.2017 stating therein that the compromise has been effected between the complainant and the accused which appears to be voluntary in nature and without any pressure or influence.

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

For the reasons as discussed above, the instant petition is allowed and FIR No. 72, dated 07.09.2013, registered at Police Station Mullanpur Garibdas, District SAS Nagar (Annexure P-1) along with all consequential proceedings arising therefrom, qua petitioners, is quashed.

March 20, 2017

Jyoti-II

**(SURINDER GUPTA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No