

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

**CRM No. M-8376 of 2017
Date of decision: 22.03.2017**

Tarun and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sandeep Kumar Bokolia, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Mr. Dilpret Singh Gandhi, Advocate,
for respondent Nos. 2 and 3.

Ritu Bahri, J.

Quashing of FIR No. 216 dated 15.12.2016, under Sections 379-B, 354-B, 323, 341, 427 and 511 IPC, registered at Police Station, Civil Lines, Bathinda, District Bathinda (Annexure P-1) is sought on the basis of compromise (Annexure P-2) effected between the parties.

The F.I.R was registered on the basis of complaint made by Wazir Singh-respondent No.2 (complainant) with the allegations that on 15.12.2016, he along with his wife namely Veer Kaur-respondent No.3 were going from Bathinda in their Alto car bearing Temporary No. HR-99-A-1967. He stopped his car near Battia Wala Chowk in order to purchase milk packets. In the meantime, three boys (petitioners) came there in a white coloured Scorpio car bearing registration No.PB-03-AF-7000 and asked the complainant as to why he had not parked his car on one side. They parked

their car ahead of the car of complainant and surrounded him. Thereafter, all of them started beating him. When wife of complainant tried to save him from the clutches of accused-petitioners, Satvir Singh and Charanjit Singh caught hold of her neck and started insulting her with malafide intentions. They tried to snatch the chain worn by her. In this background, the FIR was registered.

During the pendency of investigation, with the intervention of respectable persons, the matter has been amicably resolved between the parties vide compromise deed (Annexure P-2). In this regard, complainant-respondent No.2 has given his affidavit, which has been annexed as Annexure P-3.

In compliance with the order dated 10.03.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Chief Judicial Magistrate, Bathinda has been received in this regard. As per report, Wazir Singh and Veer Kaur-respondent Nos.2 & 3 made a joint statement on 18.03.2017 to the effect that with the intervention of respectable persons, they have compromised the matter with accused-petitioners out of their own free will and without any pressure or coercion. They have no objection if, the above said FIR is quashed. Joint statement of Tarun, Charanjit Singh and Satvir Singh @ Satbirpal Singh-petitioners was also recorded to the same effect. In view of the separate statements given by the parties, the court is satisfied that the compromise is valid and genuine one.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full

Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (CrI.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 216 dated 15.12.2016, under Sections 379-B, 354-B, 323, 341, 427 and 511 IPC, registered at Police Station, Civil Lines, Bathinda, District Bathinda, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

22.03.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No