

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

Date of decision : 21.04.2017

1. CRM-M-8905-2017

Mukhtiar Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

2. CRM-M-8889-2017

Inderjit Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Jasmeet Singh Ghuman, Advocate
for the petitioners in CRM-M-8905-2017 &
for respondents no.2 & 3 in CRM-M-8889-2017.

Mr. K.S. Pannu, DAG, Punjab.

Mr.Neeraj Madan, Advocate
for the petitioner in CRM-M-8889-2017 &
for respondent no.2 in CRM-8905-2017.

AMOL RATTAN SINGH, J.(ORAL)

By these two petitions, quashing of FIR No.0078 dated
08.12.2016, registered for the alleged commission of offences punishable
under Sections 323, 324, 148, 149 IPC at Police Station Sadar Banga,
District Sahid Bhagat Singh Nagar, as also DDR No.033 dated 08.12.2016,

323 and 324 IPC, is sought, on the basis of a compromise stated to have been reached between the parties.

Vide an order of this Court dated 16.03.2017, the parties were directed to appear before the learned trial Court to get their statements recorded in terms of the compromise.

Pursuant to the order dated 16.03.2017, the report of the learned Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar, has been received, stating therein that the parties to the dispute involved in these two petitions appeared before that Court and that the statements of Rahul Atwal and Jaspreet (complainant-respondents no.2 & 3 in CRM-M-8889-2017) as also of the petitioner in the said petition, i.e. Inderjit Singh, were recorded.

Further, another report in connection with CRM-M-8905-2017, has also been received from the same learned Court, wherein the petitioner in CRM-M-8889-2017 is the respondent, being the complainant in the cross version to the FIR, that is subject matter of the other petition. As per that report, the statements of the petitioners in CRM-M-8905-2017, i.e. the accused in the cross version to the FIR, have also been recorded.

As per the learned Magistrate, the matters have been compromised between the parties and that the compromise seems to be genuine, without any pressure or coercion, which would also seem to be so from the fact that both, the FIR and the cross version thereto, are sought to be quashed on the basis of such compromise.

Keeping in view the fact that matter has been compromised and the offences are not such as would come in the category of such offences where criminal proceedings should not be quashed on the basis of such compromise, in the interest of peace and harmony, it is considered

appropriate that FIR No.0078 dated 08.12.2016 registered for the alleged commission of offences punishable under Sections 323, 324, 148, 149 IPC and the cross version registered thereto, vide DDR no.033 dated 08.12.2016, for the alleged commission of offences punishable under Sections 323, 324 IPC at Police Station Banga, District Shahid Bhagat Singh Nagar, along with all proceedings emanating therefrom, be both quashed, and are so hereby quashed.

Both the petitions are, thus, allowed.

(AMOL RATTAN SINGH)
JUDGE

April 21, 2017.
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No