

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

Crl. Misc. No. M-11203 of 2018 (O&M)

Date of decision: August 21, 2018

Sukhpal Kaur and others

.. Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Deepak Aggarwal, Advocate
for the petitioners.

Mr. Ramandeep S. Sandhu, Sr. DAG Punjab.

Mr. Nipun Gupta, Advocate
for respondent No.2.

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.322 dated 22.12.2017 (Annexure P-1), registered for offences punishable under Sections 323, 324 read with Section 34 Indian Penal Code at Police Station Nathana, District Bathinda along with all consequential proceedings arising therefrom, on the basis of compromise (Annexure P-2).

As per case of the prosecution, the occurrence took place on 20.12.2017 in which complainant was caused simple injuries with blunt as well as sharp edged weapon by the petitioners.

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 counsel for respondent No.2-complainant endorses the

submission of learned counsel for the petitioners and has no objection if the impugned FIR (Annexure P-1) is quashed.

Learned State counsel has also not disputed compromise (Annexure P-2).

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 03.04.2018 stating therein that the compromise has been effected between the complainant and the accused which appears to be voluntary in nature and without any coercion and undue 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 the impugned FIR No.322 dated 22.12.2017 (Annexure P-1), registered for offences punishable under Sections 323, 324 read with Section 34 Indian Penal Code at Police Station Nathana, District Bathinda along with all consequential proceedings arising therefrom, qua petitioners, is quashed.

(SURINDER GUPTA)
JUDGE

August 21, 2018
Sachin M.

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No