

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

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**CRM-M-12077-2018 (O&M)
Decided on : 14.08.2018**

Davinder Singh

...Petitioner

Versus

State of Punjab and another

. ..Respondents

CORAM : HON'BLE MR. JUSTICE P.B.BAJANTHRI

Present : Mr.Arpan Sabharwal, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Deepak Thakur, Advocate for
Mr. Rahul Jaswal, Advocate for respondent No.2.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioner is seeking quashing of DDR No.25, dated 13.05.2016 under Sections 323, 341, 427, 148, 149 IPC, registered at P.S. Dhilwan, Tehsil and District Kapurthala in FIR No.27 dated 13.05.2016 under Sections 341, 323 148, 149 IPC registered at Police Station Dhilwan, Tehsil and District Kapurthala (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise arrived at between the parties.

2. Learned State counsel has filed reply from Devinder Singh, PPS, Deputy Superintendent of Police, Sub Division, Bholath, District Kapurthala. Same is taken on record.

3. Learned counsel for the petitioner contend that the matter has now been resolved and sought for quashing of FIR in view of compromise.

3. This Court by the order dated 22.03.2018 had directed the

parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Kapurthala has sent her report dated 07.04.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded and compromise has been effected without any fear or undue influence.

4. In view of the law laid down in “*Narinder Singh Vs. State of Punjab*” 2014 (6) SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and DDR No.25, dated 13.05.2016 under Sections 323, 341, 427, 148, 149 IPC, registered at P.S. Dhilwan, Tehsil and District Kapurthala in FIR No.27 dated 13.05.2016 under Sections 341, 323, 148, 149 IPC registered at Police Station Dhilwan, Tehsil and District Kapurthala (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner subject to payment of litigation cost of Rs.5000/- to State of Punjab. Cost shall be remitted in the Treasury, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

14.08.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No