

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

**CRM-M-1438 of 2018
Date of decision:19.3.2018**

Baljit Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Saurabh Kaushik, Advocate
for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab
for respondent No.1.

Mr. Naresh Kumar, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No. 104 dated 27.09.2015 under Sections 341, 506, 323, 148 and 149 of the Indian Penal Code registered at Police Station Kotwali, Nabha, District Patiala on the basis of compromise entered into between the parties.

2. Heard learned counsel for both the parties and perused the

paper book.

3. Both the parties were directed by this Court vide order dated 22.02.2018 to appear before the learned Illaqa Magistrate/ Trial Court and get their statements recorded and in pursuance thereof, learned Sub Divisional Judicial Magistrate, Nabha recorded the statements of both the parties and submitted a report dated 08.03.2018 and operative part of the same reads as under:

'From the statements, it is clear that compromise between the parties is genuine, voluntarily and without any coercion or undue influence.'

A perusal of the report reveals that the compromise entered into between the parties is voluntary and without any, coercion or undue influence. Even before this Court also, the parties are not disputing the factum of compromise arrived at between them.

4. No objection has been raised by the learned State counsel and learned counsel for respondent No.2 on a specific query put to them by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case.

5. In view of the above, this Court is fully convinced that the offences are entirely personal in nature and did not affect any public peace or tranquillity and thus quashing of FIR in question along with all consequential proceedings on the basis of compromise would bring peace and harmony to secure the ends of justice. Consequently, the aforesaid FIR and all consequential proceedings resulting therefrom are quashed

qua petitioner(s).

6. Petition is allowed.

19.03.2018
rashmi

(MAHABIR SINGH SINDHU)
JUDGE

- | | | |
|----|------------------------------|----------|
| 1. | Whether reportable? | Yes / No |
| 2. | Whether reasoned / speaking? | Yes / No |