

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15361-2018 (O&M)

Date of Decision:-10.08.2018.

Gurwinder Singh @ Gurwinder Singh Baghiana @ Sunny @ Money and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Avtar Singh Khinda, for the petitioners.

Mr. Jagmohan Ghumman, DAG, Punjab.

Mr. D.S. Nigha, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

Petitioners are seeking quashing of FIR No.67 dated 27.06.2017 under Sections 323/324/34 IPC registered at Police Station, Bhoath, District Kapurthala (Annexure P-1) and all other consequential proceedings arising therefrom, on the basis of compromise dated 10.02.2018 (Annexure P-3) arrived at between the parties.

2.) Learned counsel for the parties submitted that FIR is the outcome of sudden quarrel between the parties. Now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise.

3.) This Court vide order dated 18.04.2018 had directed the parties

to appear before the Trial Court/Illaq Magistrate on 01.05.2018 for

recording their statements with regard to veracity of the compromise. The Judicial Magistrate 1st Class, Kapurthala, has sent her report dated 05.07.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, 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, petition is allowed and FIR No.67 dated 27.06.2017 under Sections 323/324/34 IPC registered at Police Station, Bhoath District Kapurthala (Annexure P-1) and all other consequential proceedings arising therefrom are hereby quashed on the basis of compromise dated 10.02.2018 (Annexure P-3) subject to payment of litigation cost to the State of Punjab a sum of ₹ 3,000/- by each of the petitioner. Cost be remitted in the Treasury, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

August 10, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.