

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15778-2018 (O&M)
Date of Decision:-10.08.2018.

Deepak @ Deepak Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. D.S. Nigha, for the petitioners.

Mr. Jagmohan Ghumman, DAG, Punjab.

Mr. Avtar Singh Khinda, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

Petitioners are seeking quashing of DDR No.21 dated 28.06.2017 under Sections 323/341 IPC registered at Police Station, Bhoath, District Kapurthala (Annexure P-1) in FIR No.67 dated 27.06.2017 under Sections 323/324/34 IPC, registered at Police Station Bhoath, District Kapurthala (Annexure P-2) 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 DDR 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 20.04.2018 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 in connected CRM-M-15361 of 2018 arising out of same occurrence, 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 DDR No.21 dated 28.06.2017 under Sections 323/341 IPC, registered at Police Station, Bhoath District Kapurthala (Annexure P-1) in FIR No.67 dated 27.06.2017 under Sections 323/324/34 IPC, registered at Police Station Bhoath, District Kapurthala (Annexure P-2) 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.