

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15243-2017 (O&M)

Date of Decision:-03.07.2018.

Dhian Singh and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

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

Present: None for the petitioners.

Mr. Nikhil K. Chopra, Additional A.G. Punjab.

Head Constable Dalbir Singh in person.

Mr. D.S. Sidhu, Advocate for respondent Nos.2 and 3.

P.B. BAJANTHRI, J. (Oral)

The petitioners are seeking quashing of FIR No.100 dated 09.09.2011 under Sections 382/506/148/149 IPC, registered at Police Station, Mehna, District Moga (Annexure P-1) and all other consequential proceedings arising therefrom on the basis of compromise dated 31.08.2012 (Annexure P-2) arrived at between the parties.

2.) Learned counsel for respondent Nos.2 and 3 has submitted that now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise which has been recorded on 16.04.2018 before the Trial Court.

3.) This Court vide order dated 02.04.2018 had directed the parties to appear before the Trial Court/Illaq Magistrate on 16.04.2018 for

recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Moga, has sent his report dated 17.04.2018 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, the petition is allowed and FIR No.100 dated 09.09.2011 under Sections 382/506/148/149 IPC, registered at Police Station, Mehna, District Moga (Annexure P-1) and all other consequential proceedings arising therefrom, are hereby quashed subject to payment of litigation cost to the State of Punjab a sum of ₹ 5,000/- by each of the petitioner. Cost be remitted in the Treasury, State of Punjab by each of the accused within a period of two months from today.

(P.B. BAJANTHRI)
JUDGE

July 03, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.