

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17801-2017
Date of decision:18.1.2018

Harjit Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ithlesh, Advocate for
Mr. L.S. Sidhu, Advocate
for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab
for respondent No.1.

MAHABIR SINGH SINDHU, J. (ORAL)

Mr. Jagraj Singh Khiva, Advocate puts in appearance on behalf of respondent No.2 by filing memo of appearance, which is taken on record.

It has been pointed out that on earlier occasion the statement of the parties including the petitioner was recorded by learned trial Court and on the basis thereof, the FIR in question and all subsequent proceedings arising therefrom were quashed by this Court vide order dated 26.5.2016 (Annexure P-8) qua other co-accused. However, liberty was granted to the present petitioner to move a separate petition.

In view of the above factual background the present petition has been filed for quashing of the same FIR i.e. No.95 dated 28.9.2012 under Sections 308, 323, 34 IPC registered at Police Station Boha, District Mansa qua the petitioner as the matter has already been compromised between the parties.

Even before this Court also Mr. Jagraj Singh Khiva, Advocate who has appeared on behalf respondent No.2-complainant is not disputing the factum of compromise arrived at between the parties.

Inasmuch as the dispute between the parties has been amicably settled and they have already entered into compromise, continuance of the prosecution would be an exercise in futility. Therefore, the aforesaid FIR and all consequent proceedings resulting therefore are quashed.

Petition is allowed.

(MAHABIR SINGH SINDHU)
JUDGE

18.1.2018
Gaurav Sorot

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