

In the High Court of Punjab and Haryana at Chandigarh

CRM M-1975 of 2018 (O&M)
Date of Decision: July 30, 2018

Gurjinder Singh @ Toni and others

... *Petitioners*

Versus

State of Punjab and others

... *Respondents*

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

Present: None for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

None for respondents no. 2 and 3.

P.B. Bajanthri, J. (Oral)

1. In the present petition, petitioners are seeking quashing of FIR No. 308, dated 31.10.2017, under Sections 459, 325, 324, 323, 506, 34 IPC, registered at Police Station Tripri Patiala, District Patiala along with all subsequent proceedings arising therefrom, on the basis of compromise dated 04.01.2018 (Annexure P/2) and affidavit dated 06.01.2018 (Annexure P/3).

2. This Court while ordering notice of motion, had directed the parties to appear before the Illaqa Magistrate for the purpose of recording their statements with regard to veracity of the compromise. The Judicial Magistrate First Class, Patiala has sent her report dated 19.02.2018 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.

3. In view of the law laid down in *Narinder Singh vs. State of Punjab* reported in (2014) 6 SCC 466, no useful purpose will be served by

continuing the criminal proceedings. Therefore, present petition is allowed and FIR No. 308, dated 31.10.2017, under Sections 459, 325, 324, 323, 506, 34 IPC, registered at Police Station Tripri Patiala, District Patiala along with all subsequent proceedings arising therefrom are hereby set aside subject to payment of litigation cost of Rs. 3,000/- by each of the petitioner to the Treasury, State of Haryana within a period of two months from today.

July 30, 2018

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[P.B. Bajanthri]

Judge

Whether reasoned / speaking : Yes

Whether reportable : No