

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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**CRM-M-28066-2018 (O&M)
Decided on : 17.10.2018**

Rajinder Kumar and another

...Petitioners

Versus

State of Punjab and others

. ..Respondents

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

Present : Mr. Daygeesh Kumar Bhatti, Advocate for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Vinay Puri, Advocate for respondent No.4.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of FIR No.036 dated 14.06.2018 under Sections 323, 452, 427, 506, 34 IPC, registered at Police Station Satnampura, District Kapurthala and consequential proceedings arising therefrom on the basis of compromise dated 29.06.2018 (Annexure P-2) arrived at between the parties.

2. Learned counsel for the petitioners contended that present FIR is an outcome of sudden quarrel between the parties and in fit of anger. Now the matter has been resolved and sought for quashing of FIR in view of compromise.

3. This Court vide order dated 09.07.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Sub-Divisional Judicial Magistrate, Phagwara has sent her report dated 13.08.2018 wherein

it is stated that in pursuance to the order of this Court, statements of the parties were recorded and compromise appears to be genuine.

4. In view of the law laid down in “*Anita Maria Dias and another versus State of Maharashtra and another*” (2018) 3 SCC 290, no useful purpose would be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.036 dated 14.06.2018 under Sections 323, 452, 427, 506, 34 IPC, registered at Police Station Satnampura, District Kapurthala and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners subject to payment of litigation cost of Rs.5000/- by each of the petitioner to State of Punjab. Cost shall be remitted in the District Treasury, District Jalandhar, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

17.10.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No