

In the High Court of Punjab and Haryana at Chandigarh

CRM M-2994 of 2018
Date of Decision: May 21, 2018

Himanshu Sharma and others

... Petitioners

Versus

State of Punjab and another

... Respondents

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

Present: Mr. Jagtar Singh, Advocate,
for the petitioners.

Ms. Rajni Gupta, Sr. DAG, Punjab.

Mr. Vishal Munjal, Advocate,
for respondent no.2.

P.B. Bajanthri, J. (Oral)

1. In the present petition, petitioners are seeking quashing of FIR No. 144, dated 18.08.2017, under Sections 323, 324, 452, 506, 148, 149 of IPC, registered at Police Station Dinanagar, District Gurdaspur (Annexure P/1) on the basis of compromise dated 08.09.2017 (Annexure P/2).

2. This Court by the order dated 24.01.2018 had directed the parties to appear before the trial Court / Illaqa Magistrate for recording their statements with regard to veracity of the compromise. The Judicial Magistrate First Class, Gurdaspur has sent his report dated 05.03.2018 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. 144, dated 18.08.2017, under Sections 323, 324, 452, 506, 148, 149 of IPC, registered at Police Station Dinanagar, District Gurdaspur (Annexure P/1) is hereby quashed.

4. Petitioners are liable to pay litigation cost of Rs. 10,000/- (Rs.2000/- each petitioner) to the Home Department, State of Punjab within a period of two months from today.

May 21, 2018
vkd

[P.B. Bajanthri]
Judge

Whether reasoned / speaking : Yes

Whether reportable : No