

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

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**CRM-M-31993-2017 (O&M)
Decided on : 02.11.2018**

Hardeep Singh @ Deepa and others

...Petitioners

Versus

State of Punjab and another

. ..Respondents

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

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

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Shvetanshu, Goel, Advocate for
Mr. Yagyang Ajay, Advocate for respondents No.2.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of DDR No. 13 dated 21.05.2016 (Annexure P-1) registered under Section 325, 323, 148, 149 of IPC in FIR No.32 dated 18.05.2016 (Annexure P-2) under Sections 325, 323, 148 and 149 IPC, registered at Police Station Sadar Patti, District Tarn Taran and consequential proceedings arising therefrom on the basis of compromise 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 23.02.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial

Magistrate Ist Class, Patti has sent his report dated 14.06.2018 wherein it is stated that in pursuance to the order of this Court, statements of the petitioner No.1 and respondent were recorded and compromise appears to be genuine between the petitioner No.1 and respondent. There is no compromise between petitioner no.2 to 4 and respondent.

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 DDR No. 13 dated 21.05.2016 (Annexure P-1) registered under Section 325, 323, 148, 149 of IPC in FIR No.32 dated 18.05.2016 (Annexure P-2) under Sections 325, 323, 148 and 149 IPC, registered at Police Station Sadar Patti, District Tarn Taran and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner No.1 only subject to payment of litigation cost of Rs.3000/- by the petitioner to State of Punjab. Cost shall be remitted in the Treasury, District Tarn Taran, State of Punjab within a period of 3 months from today. Petition qua petitioners No.2 to 4 stands dismissed as there is no compromise between petitioners No.2 to 4 and respondent.

(P.B. BAJANTHRI)
JUDGE

02.11.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No