

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

259-A

**CRM-M-32021-2017 (O&M)
Decided on : 02.11.2018**

Joginder Singh and others

...Petitioners

Versus

State of Punjab and another

. ..Respondents

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

Present : Mr. Shvetanshu, Goel, Advocate for
Mr. Yagyang Ajay, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Kanwaljyot Singh, advocate for respondent No.2.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of FIR No.32 dated 18.05.2016 (Annexure P-1) registered at Police Station Sadar Patti, District Tarn Taran under Sections 325, 323, 148 and 149 IPC, 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 10.01.2018 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, Patti has sent his report dated 12.09.2017 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.32 dated 18.05.2016 (Annexure P-1) registered at Police Station Sadar Patti, District Tarn Taran under Sections 325, 323, 148 and 149 IPC and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners subject to payment of litigation cost of Rs.3000/- by each of the petitioners 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.

(P.B. BAJANTHRI)
JUDGE

02.11.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No