

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

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**CRM-M-33584-2017 (O&M)
Decided on : 04.10.2018**

Gurpreet Singh and others

...Petitioners

Versus

State of Punjab and others

. ..Respondents

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

Present : Mr. D.S.Dalee, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Dinesh Maurya, Advocate for respondents No.2 and 3.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioner is seeking quashing of FIR No.85 dated 28.05.2017 under Sections 324, 323, 148, 149 IPC, registered at Police Station Bhawanigarh District Sangrur and consequential proceedings arising therefrom on the basis of compromise dated 03.07.2017 (Annexure P-3) arrived at between the parties.

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

3. This Court by the order dated 12.09.2017 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, Sangrur has sent his report dated 04.10.2017 wherein it is stated that in pursuance to the order of this Court, statements of the

parties were recorded and compromise has been effected without any fear or undue influence.

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 will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.85 dated 28.05.2017 under Sections 324, 323, 148, 149 IPC, registered at Police Station Bhawanigarh District Sangrur 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 petitioner to State of Punjab. Cost shall be remitted in the District Treasury, District Sangrur, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

04.10.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No