

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

CRM-M-3619-2017(O&M)

Date of Decision:15.01.2018

Sony alias Lakhvir Singh & anotherPetitioners

Vs.

State of Punjab and others ...Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Ravish Bansal, Advocate,
for the petitioners.

Ms.Samina Dhir, DAG, Punjab.

Ms.Gagandeep Kaur, Advocate,
for respondents no.2 to 5.

AMOL RATTAN SINGH, J. (Oral)

By this petition, quashing of FIR No.129 dated 21.12.2016, registered against the petitioners at Police Station Badhni Kalan, District Moga, for the alleged commission of offences punishable under Sections 458/323/34 IPC, is sought, on the basis of a compromise arrived at between the petitioners (accused) and respondents (complainant).

Vide an order of this Court dated 03.02.2017, the parties were directed to appear before the trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the order dated 03.02.2017, the report of the Sub Divisional Judicial Magistrate, Nihal Singh Wala, has been received, stating therein that as per the assessment of that Court the compromise has been arrived at on the basis of statements given by parties and has been arrived at without any coercion and undue influence.

The statements of respondents no.2 and 4, i.e. the two injured persons on the side of complainants (Ujjagar Singh and Gurpreet Singh), have been sent alongwith the report, a perusal of which shows that the aforesaid respondents have no objection to the quashing of the FIR in question, the matter having been compromised between them and the petitioners.

Learned counsel for respondents no.2 to 5 does not deny the aforesaid compromise.

Consequently, keeping in view the fact that injuries shown on the aforesaid two respondents are stated to be simple injuries and in view the ratio of the law laid down by the Supreme Court in **Gian Singh vs. State of Punjab and others**, (2012) 10 SCC 303, I see no purpose to continue with the criminal proceedings against the petitioners.

Therefore, FIR No.129 dated 21.12.2016, registered against the petitioners at Police Station Badhni Kalan, District Moga, for the alleged commission of offences punishable under Sections 458/323/34 IPC, alongwith all consequential proceedings emanating therefrom, is hereby quashed.

January 15, 2018

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO