

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

CRM-M-37328-2018 (O&M)

Date of Decision:-15.10.2018.

Gurinder Pal Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

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Present: Mr. Rakesh Kumar, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Ms. Monika Mehta, Advocate for respondent No.2.

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**P.B. BAJANTHRI, J. (Oral)**

In this petition, petitioners are seeking quashing of FIR No.58 dated 04.07.2016 under Sections 323/324/447/341/506/148/149 IPC and offence under Section 326 IPC added vide Rapat No.18 dated 08.07.2016, registered at Police Station, Fattu Dyinga, District Kapurthala and all other consequential proceedings arising therefrom on the basis of compromise (Annexure P-2) arrived at between the parties.

2.) Learned counsel for the parties submitted that FIR is the outcome of sudden quarrel and in fit of anger. Now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise.

3.) This Court vide order dated 29.08.2018 had directed the parties

to appear before the Trial Court on 10.09.2018 for recording their statements with regard to veracity of the compromise. The Sub-Divisional Judicial Magistrate, Sultanpur Lodhi has sent his report dated 12.09.2018 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.

4.) In view of the law laid down by Hon'ble the Supreme Court in the case of **"Anita Maria Dias and another Vs. State of Maharashtra and another"** reported in **(2018) 3 SCC 290**, no useful purpose would be served by continuing the criminal proceedings. Therefore, petition is allowed and FIR No.58 dated 04.07.2016 under Sections 323/324/447/341/506/148/149 IPC and offence under Section 326 IPC added vide Rapat No.18 dated 08.07.2016, registered at Police Station, Fattu DHINGA, District Kapurthala and all other consequential proceedings arising therefrom are hereby quashed qua the petitioners on the basis of compromise (Annexure P-2), subject to payment of litigation cost to the State of Punjab a sum of ₹ 3,000/- by each of the petitioner. Cost be remitted in the District Treasury, Kapurthala, State of Punjab within a period of 3 months from today.

**(P.B. BAJANTHRI)**  
**JUDGE**

**October 15, 2018.**  
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.