

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

273

CRM-M-37473-2018 (O&M)
Decided on : 27.09.2018

Jagir Singh and others

...Petitioners

Versus

The State of Punjab and another

. ..Respondents

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

Present : Mr. Surinder Gandhi, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Mayank Bansal, Advocate for respondent No. 2.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of FIR No.0136 dated 09.07.2018 under Sections 323, 324, 452, 34 IPC registered at Police Station Sadar, Patti District Tarn Taran and consequential proceedings arising therefrom on the basis of compromise dated 07.08.2018 (Annexure P-2) arrived at between the parties.

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

3. This Court by the order dated 29.08.2018 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 18.09.2018 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.0136 dated 09.07.2018 under Sections 323, 324, 452, 34 IPC registered at Police Station Sadar, Patti District Tarn Taran 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 State Treasury, Tarn Taran within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

27.09.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No