

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-38323-2017 (O&M)

Date of Decision:-20.07.2018.

Tejpal Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Chanderkant Thakur, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Satbir Rathore, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

Petitioners are seeking quashing of FIR No.108 dated 29.12.2016 under Sections 323/341/506/34 IPC, registered at Police Station, Balongi, District SAS Nagar (Annexure P-1) and all other consequential proceedings arising therefrom including on the basis of compromise (Annexure P-2) arrived at between the parties.

2.) Learned counsel for the petitioners submitted that FIR is the outcome of sudden quarrel between the parties. Learned counsel for the petitioners and respondent No.2 have submitted that now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise.

3.) This Court vide order dated 11.10.2017 had directed the parties

to appear before the Trial Court for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Kharar, has sent her report dated 28.10.2017 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 in **“Narinder Singh Vs. State of Punjab” 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, petition is allowed and FIR No.108 dated 29.12.2016 under Sections 323/341/506/34 IPC, registered at Police Station, Balongi, District SAS Nagar (Annexure P-1) and all other consequential proceedings arising therefrom, are hereby quashed 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 Treasury, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

July 20, 2018.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.