

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-39382-2018 (O&M)

Date of decision:17.12.2018

Amit Kumar Sinver and others

.....Petitioners

versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Kuldip Singh

Present: Mr. J.S. Grewal, Advocate for the petitioners.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. Piyush Sharma, Advocate for respondent No.2.

Kuldip Singh, J. (Oral)

This order will dispose of the petition filed under Section 482 Cr.P.C. for quashing of FIR No.70 dated 03.08.2018, under Sections 306, 511, 309 of Indian Penal Code, registered at Police Station Bahawala, Tehsil Abohar, District Fazilka (Annexure P-1) on the basis of compromise dated 21.08.2018 (Annexure P-2).

Heard.

As per allegations in the FIR, Sandeep Kumar @ Deepu-complainant was found to be teasing school girls therefore accused beaten him and threatened him. On account of threat given by the accused, complainant-Sandeep Kumar @ Deepu, consumed pesticides but survived.

It is stated that the parties have effected compromise. Vide order

dated 10.09.2018, parties were directed to appear before Illaqa/Duty Magistrate for recording their statements. Illaqa Magistrate has recorded the statement of both the parties and has reported that both the parties have entered into compromise and that the same is genuine, voluntary and without any coercion or undue influence.

In this case, the complainant had consumed pesticides but he survived. Since both the parties have settled the dispute and the case is stated to be on investigation stage, it will be a useless exercise to put the case to trial when the complainant is unlikely to support the prosecution case on account of written compromise.

As such, FIR No.70 dated 03.08.2018, under Sections 306, 511, 309 of Indian Penal Code, registered at Police Station Bahawala, Tehsil Abohar, District Fazilka (Annexure P-1) along with consequential proceedings stands quashed qua the petitioners.

Accordingly, petition is allowed.

(KULDIP SINGH)
JUDGE

17.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No