

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-38977-2017

Date of decision : 16.01.2018

Mohd. Tahir

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Arun Kaundal, Advocate
for the petitioner.

Ms.Samina Dhir, DAG, Punjab.

None for respondent no.2.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, FIR No.86 dated 30.03.2015, registered against the petitioner at Police Station Division no.5, Civil Lines, Ludhiana, alleging therein the commission of offences punishable under Sections 279, 337, 338 IPC and Section 181 of the Motor Vehicles Act, 1988 (added later), is sought to be quashed, on the basis of a compromise arrived at between the petitioner-accused and respondent no. 2, i.e. the complainant.

Vide an order of this Court dated 01.11.2017, the parties were directed to appear before the learned Illaqa Magistrate/ trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the said order, the report of the learned Judicial Magistrate Ist Class, Ludhiana, has been received, stating therein that the statements of respondent no.2, i.e. complainant Subhash Chander, as also of the petitioner, Mohd. Tahir, have been recorded before that Court in respect

of the compromise effected between the parties, which according to the assessment of that Court is voluntary and without any pressure.

In view of the fact that the matter has been amicably settled between the parties, and it being a motor vehicle accident case in which injury to the complainant is stated to be a fracture in the leg and an injury on the hand, and the offences involved are not such as can be termed as heinous offences in any case, this petition is allowed and FIR no.86 dated 30.03.2015, registered against the petitioner at Police Station Division no.5, Civil Lines, Ludhiana, for the alleged commission of offences punishable under Sections 279, 337, 338 IPC and Section 181 of the Motor Vehicle Act, 1988, along with all proceedings arising therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

January 16, 2018.

Davinder Kumar/dinesh

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No