

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-41052-2017 (O&M)
Date of Decision:-12.09.2018.

Sampat Ram and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Parvesh Sachdeva, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Lajpat Sharma, Advocate for the
complainant/respondent No.2.

P.B. BAJANTHRI, J. (Oral)

Petitioners are seeking quashing of FIR No.157 dated 04.11.2016 under Sections 447/427/341/506/511/148/149 IPC, registered at Police Station, Sadar Fazilka, District Fazilka (Annexure P-1) 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 01.11.2017 had directed the parties

to appear before the Illaqa Magistrate/Trial Court on 5.12.2017 for recording their statements with regard to veracity of the compromise. The Additional Chief Judicial Magistrate, Fazilka has sent his report dated 8/14.12.2017 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 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 will be served by continuing the criminal proceedings. Therefore, petition is allowed and FIR No.157 dated 04.11.2016 under Sections 447/427/341/506/511/148/149 IPC, registered at Police Station, Fazilka (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

September 12, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.