

CRM No. M-41505 of 2017

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

**CRM No. M-41505 of 2017
Decided on : 17.05.2018**

Vijay Bajaj and others

...Petitioners

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Daman Jeet Bhorawal, Advocate for the petitioners.

Mr. Sidakmeet Sandhu, Assistant Advocate General, Punjab.

Mr. Jaswinder Singh, Advocate for respondent No. 2.

Anupinder Singh Grewal, J.(Oral)

The petitioners are seeking quashing of FIR No. 47, dated 04.06.2016, under Sections 379, 323, 427, 148, 149 IPC, registered at Police Station City-2, Abohar, District Fazilka (Annexure P-1) and all consequential proceedings arising therefrom, on the basis of compromise/affidavit (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioners contends that FIR is an outcome of a misunderstanding between the parties, which has now been resolved and the matter has been compromised.

Vide order dated 03.11.2017 a Co-ordinate Bench of this Court had directed the parties to appear before the trial Court/Illaq Magistrate for recording their statements with regard to veracity of the compromise.

Report of Judicial Magistrate Ist Class, Abohar, dated 08.12.2017 has been received, wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise is without any pressure or coercion.

The FIR is stated to be an outcome of a misunderstanding between the parties, which has been resolved and the matter has been compromised.

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, the petition is allowed and FIR No. 47, dated 04.06.2016, under Sections 379, 323, 427, 148, 149 IPC, registered at Police Station City-2, Abohar, District Fazilka (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

May 17, 2018
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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*