

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-43222-2017 (O&M)
Date of Decision:-28.05.2018.

Kaka Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Lakhwinder Singh, Advocate for the petitioners.

Ms. Rajni Gupta, Senior DAG, Punjab.

Mr. Preetwinder Singh Dhaliwal, Advocate for
respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioners have sought for quashing of FIR No.0074 dated 12.09.2017 (Annexure P-1) under Sections 323/341/34 IPC, registered at Police Station Bhadaur, District Barnala and all subsequent proceedings arising therefrom, on the basis of compromise dated 10.10.2017 (Annexure P-2).

2.) Learned counsel for the petitioners contended that FIR is an outcome of a sudden quarrel among the parties and now it has been resolved. The injuries are on non-vital parts of the body of the complainant.

3.) This Court vide order dated 15.11.2017 had directed the parties to appear before the Trial Court/Illaq Magistrate for recording their

statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Barnala has sent her report dated 01.12.2017 wherein it is stated that pursuant to the order of this Court, statements of the parties have been 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 stands allowed and FIR No.0074 dated 12.09.2017 (Annexure P-1) under Sections 323/341/34 IPC, registered at Police Station Bhadaur, District Barnala and all subsequent proceedings arising therefrom, are hereby quashed subject to payment of litigation cost of ₹ 2,000/- by each of the petitioner to the State of Punjab. Cost shall be remitted in the Home Department, State of Punjab.

(P.B. BAJANTHRI)
JUDGE

May 28, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.