

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-517-2018 (O&M)  
Date of Decision:-06.07.2018.

Gandharav Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

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

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Present: Mr. Munish Puri, Advocate for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Sanjeev Kumar, Advocate for respondent Nos.2 and 3.

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**P.B. BAJANTHRI, J. (Oral)**

**CRM-22186-2018**

Death Certificate of Punjab Singh son of Hakikat Singh is taken on record as Annexure P-6.

CRM stands allowed subject to all just exceptions for the reasons stated in the application as well as affidavit.

**CRM-M-517-2018**

The petitioners are seeking quashing of Complaint No.COMI/87-15 dated 03.08.2016 titled as Sukhjinder Singh Vs. Ghandarav Singh and others under Sections 326/323/148/149 IPC, (Annexure P-1) as well as the consequential summoning order dated 29.03.2017 under Sections 326/323/149 IPC (Anneuxre P-2) and all the subsequent proceedings arising therefrom on the basis of compromise deed dated 02.01.2018 (Annexure P-3).

Punjab Singh died on 10.10.2017 (Annexure A-6).

3.) Learned counsel for the petitioners and respondent Nos.2 and 3 submitted that FIR is an outcome of a sudden quarrel between the parties. Now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise which has been recorded before the Trial Court.

4.) This Court vide order dated 10.01.2018 had directed the parties to appear before the Trial Court for recording their statements with regard to veracity of the compromise within 15 days from the date of passing of the order. The Judicial Magistrate Ist Class has sent his report dated 25.01.2018 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.

5.) 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 Complaint No.COMI/87-15 dated 03.08.2016 titled as Sukhjinder Singh Vs. Ghandarav Singh and others under Sections 326/323/148/149 IPC, (Annexure P-1) as well as the consequential summoning order dated 29.03.2017 under Sections 326/323/149 IPC (Annexure P-2) and all other consequential proceedings arising therefrom, are hereby quashed 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 Home Department, State of Punjab within a period of two months from today.

**(P.B. BAJANTHRI)**  
**JUDGE**

**July 06, 2018.**  
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.