

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-558-2018 (O&M)
Date of Decision:-28.05.2018.

Jarnail Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

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

Present: Mr. Rajesh Kumar Girdhar, Advocate for the petitioners.

Ms. Rajni Gupta, Senior DAG, Punjab.

None for respondent Nos.2 and 3.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioners have sought for quashing of FIR No.118 dated 23.08.2017 (Annexure P-1) under Sections 452/324/323/34 IPC, registered at Police Station Kabarwala, District Sri Muktsar Sahib and all subsequent proceedings arising therefrom, on the basis of compromise dated 06.12.2017 (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 partes of the body of the complainant.

3.) This Court vide order dated 10.01.2018 had directed the parties to appear before the Illaqa Magistrate for recording their statements with

regard to veracity of the compromise. The Judicial Magistrate Ist Class, Malout, District Sri Muktsar Sahib has sent his report dated 05.02.2018 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.118 dated 23.08.2017 (Annexure P-1) under Sections 452/324/323/34 IPC, registered at Police Station Kabarwala, District Sri Muktsar Sahib 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.