

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-5737 of 2018

Date of decision: 08.08.2018

Jasveer Singh and others

.. Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Ramandeep Singh, Advocate
for Mr. H.S. Dhindsa, Advocate
for the petitioners.

Mr. Amitoj S. Dhaliwal, DAG, Punjab.

Mr. P.S. Dhindsa, Advocate
for respondents no. 4 to 7.

SURINDER GUPTA, J.(Oral)

The petitioners have filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No.132 dated 29.07.2014 (Annexure P-s), registered for offences punishable under Sections 307/380/356/451/323/411/506/148/149 of Indian Penal Code (for short 'IPC') at Police Station Daba, Ludhiana, District Ludhiana, along with all consequential proceedings arising therefrom, on the basis of the compromise (Annexure P-2).

Heard.

As per case of the prosecution, the occurrence took place on 28.07.2014, when petitioners armed with weapons caused injuries to private respondents and also snatched ₹5 lakhs from them. Though, the police has registered FIR under Section 307 IPC, learned State counsel submits that injuries on the person of private respondents were simple in nature caused by blunt weapons, which *prima facie* does not disclose commission of offence punishable under Section 307 IPC.

Learned counsel for the petitioners submits that the matter has

since been settled vide compromise, copy of which has been placed on file as Annexure P-2.

Learned counsel for respondents No. 4 to 7 has submitted that in view of the compromise (Annexure P-2), private respondents have no objection if the impugned FIR (Annexure P-1) is quashed.

Learned State counsel has also not disputed compromise (Annexure P-2).

In order to verify the veracity and genuineness of the settlement between the parties, they were directed to appear before the trial court and get their statements recorded. The trial court has sent its report dated 05.05.2018 stating therein that the compromise has been effected between the complainant and the accused which appears to be genuine, voluntary in nature and without any pressure or influence.

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

For the reasons as discussed above, the instant petition is allowed and the impugned FIR No. 132 dated 29.07.2014 (Annexure P-1) registered at Police Station Daba Ludhiana, District Ludhiana along with all consequential proceedings arising therefrom, qua petitioners, is quashed.

August 08, 2018
jk

(SURINDER GUPTA)
JUDGE