

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-5978-2018 (O&M)
Date of Decision:-28.05.2018.

Sham Singh @ Iqbal Pabla

.....Petitioner

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. Kartik Gupta, Advocate for the petitioner.

Ms. Rajni Gupta, Senior DAG, Punjab.

Mr. V.P.S. Mithewal, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner has sought for quashing of FIR No.67 dated 31.05.2017 (Annexure P-1) under Sections 341/323/506 IPC, registered at Police Station Chabbewal, District Hoshiarpur and all subsequent proceedings arising therefrom, on the basis of compromise dated 01.02.2018 (Annexure P-2).

2.) Learned counsel for the petitioner 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 12.02.2018 had directed the parties to appear before the Trial Court/Illaqa Magistrate for recording their

statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Hoshiarpur, has sent his report dated 28.02.2018 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.67 dated 31.05.2017 (Annexure P-1) under Sections 341/323/506 IPC, registered at Police Station Chabbewal, District Hoshiarpur and all subsequent proceedings arising therefrom, are hereby quashed subject to payment of litigation cost of ₹ 2,000/- by 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.