

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-9311 of 2017

Date of decision:- 28.02.2018

Malkit Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Anil K. Garg, Advocate
for the petitioners.

Mr. A.S. Dhaliwal, DAG, Punjab.

Mr. M.S. Yadav, Advocate for
Mr. Sunny K. Singla, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No.137 dated 11.10.2014, under Sections 332, 353, 186, 506, 148 and 149 of the IPC, registered at Police Station Amargarh, District Sangrur on the basis of compromise entered into between the parties.

2. Heard.

3. Both the parties were directed by this Court vide order dated 21.03.2017 to appear before the learned Area Magistrate and get their statements recorded and in pursuance thereof, learned Judicial Magistrate Ist Class, Malerkotla recorded the statements of both the parties and

submitted a report dated 29.04.2017. A perusal of the report reveals that the compromise entered into between the parties is genuine and without any pressure, coercion, undue influence or inducement from any quarter. Even as on today the parties are not disputing the factum of compromise arrived at between them.

4. No objection has been raised by the learned State counsel on a specific query put to her by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case.

5. Inasmuch as the dispute between the parties has been amicably settled and they have entered into the compromise, and the fact that no objection has been raised by the State, continuance of the prosecution would be an exercise in futility. Therefore, the aforesaid FIR and all consequent proceedings resulting therefore are quashed qua petitioners.

6. Petition is allowed.

February 28, 2018
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(MAHABIR SINGH SINDHU)
JUDGE

Whether reportable?

Yes/No

Whether reasoned/speaking?

Yes/No