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

CRM-M-6533-2018

Date of decision:09.07.2018

NARINDERJIT SINGH AND ANR

... Petitioners

versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Janak Singh Bhinder, Advocate,
for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab,
with ASI Gurmail Singh,
for respondent No.1.

Mr. Puneet Sharma, Advocate,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.88 dated 17.09.2015 under Sections 294/323/506 IPC, registered at Police Station Sadar Sunam, Tehsil Sunam, District Sangrur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 07.02.2018 (Annexure P-2).

This Court vide order dated 16.02.2018 had directed the parties to appear before the learned Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Sunam and got their statements

submitted report dated 30.03.2018 to the effect that the compromise has been effected between the parties with their free volition, without any inducement, threat, promise, coercion or undue influence from any quarter.

Respondent No.2-complainant, namely, Sarabjit Singh has made his statement with regard to compromise before learned Magistrate on 21.03.2018. The same is reproduced as under:-

“Stated that I have compromised the matter in the present FIR with the accused namely Narinderjit Singh son of Harmail Singh, Harmail Singh son of Bakhshish Singh, all residents of Village Kheri, Tehsil and District Sangrur that in FIR No.88 dated 17.09.2015 under Sections 294/323/506 of Indian Penal Code Police Station Sadar Sunam. The compromise in above said FIR has been arrived at between parties (between me and accused persons) is genuine, voluntarily, without any coercion and undue influence and pressure with my freewill. I have no objection if the present FIR No.88 dated 17.09.2015 under Sections 294/323/506 of Indian Penal Code Police Station Sadar Sunam be quashed against the accused person.”

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10**

Sections 294/323/506 IPC, registered at Police Station Sadar Sunam, Tehsil Sunam, District Sangrur (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 07.02.2018 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

09.07.2018
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No