IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM NO. M-684 OF 2018
DATE OF DECISION : 23.05.2018

Manpreet Kaur and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Rahul Arora, Advocate for
Mr. Raman Goklaney, Advocate,
for the petitioners.

Mr. K. S. Aulakh, DAG, Punjab.

Mr. Gaurav Tripath, Advocate,
for respondents No.2 and 3.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.159 dated 09.10.2016 under Sections 452/324/323/148/149 IPC (Section 326 IPC added later on) registered at Police Station Zira, District Ferozepur (Annexure P-1), on the basis of compromise dated 28.12.2017 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioners contends that FIR is an outcome of a property dispute between the residents of same village and with the intervention of respectable, the entire dispute has been resolved. He further contends that the injured have fully recovered from their injuries.

A co-ordinate Bench of this Court by the order dated 10.01.2018 had directed the parties to appear before the Illaqa

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Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Ferozepur, has sent his report dated 29.01.2018, wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise has been effected without any fear or undue influence.

The FIR is an outcome of a property dispute between the residents of same village, which has now been resolved and the matter has been compromised.

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, the petition is allowed and FIR No. 159 dated 09.10.2016 under Sections 452/324/323/148/149 IPC (Section 326 IPC added later on) registered at Police Station Zira, District Ferozepur and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

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Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No

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