

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

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**CRM-M-7466-2018 (O&M)
Decided on : 29.08.2018**

Jaswant Singh @ Santa Singh and others

...Petitioners

Versus

State of Punjab and others

. ..Respondents

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

Present : Ms. Naina Issar, Advocate for
Mr. Siddharth Gupta, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

None for respondent No.2 and 3.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of FIR No.116 dated 03.12.2017 under Sections 323, 324, 506, 34 IPC registered at Police Station Sadar Rampura District Bathinda (Annexure P-1) and consequential proceedings arising therefrom on the basis of compromise dated 16.02.2018 (Annexure P-2) arrived at between the parties.

2. Learned counsel for the petitioners contended that present FIR is an outcome of sudden quarrel and now the matter has now been resolved and sought for quashing of FIR in view of compromise.

3. This Court by the order dated 21.02.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Sub Divisional Judicial Magistrate, Phul has sent his report dated 06.04.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties

were recorded and compromise has been effected without any fear or undue influence.

4. In view of the law laid down in “*Anita Maria Dias and another versus State of Maharashtra and another*” (2018) 3 SCC 290, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.116 dated 03.12.2017 under Sections 323, 324, 506, 34 IPC registered at Police Station Sadar Rampura District Bathinda (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners subject to payment of litigation cost of Rs.3000/- by each of the petitioner to State of Punjab. Cost shall be remitted in the Treasury, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

29.08.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No