

In the High Court of Punjab and Haryana at Chandigarh

CRM M-8894 of 2018 (O&M)
Date of Decision: October 01, 2018

Gurwinder Singh and another

... *Petitioners*

Versus

State of Punjab and others

... *Respondents*

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

Present: Mr. Ranjeet Singh, Advocate,
for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

P.B. Bajanthri, J. (Oral)

1. In the present petition, petitioners are seeking quashing of FIR No. 144, dated 12.07.2017, under Sections 324, 323, 326, 34 IPC (Section 326 IPC added later on), registered at Police Station Ghall Khurd, District Ferozepur along with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Learned counsel for the petitioners submitted that present FIR is an outcome of sudden quarrel and in fit of anger. Now with the intervention of friends, matter has been compromised.

3. This Court while ordering notice of motion, had directed the parties to appear before the trial Court for the purpose of recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Ferozepur has sent his report dated 12.06.2018 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 undue influence or coercion.

3. In view of the law laid down in *Anita Maria Dias and another vs. State of Maharashtra and another* reported in (2018) 3 SCC 290, no useful purpose will be served by continuing the criminal proceedings. Therefore, present petition is allowed and FIR No. 144, dated 12.07.2017, under Sections 324, 323, 326, 34 IPC (Section 326 IPC added later on), registered at Police Station Ghall Khurd, District Ferozepur along with all subsequent proceedings arising therefrom are hereby set aside qua the petitioners only subject to payment of litigation cost of Rs. 5,000/- by each of the petitioner to the District Treasury, Ferozepur within a period of three months from today.

October 01, 2018
vkd

[P.B. Bajanthri]
Judge

Whether reasoned / speaking : Yes

Whether reportable : No