

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-23927-2020

DATE OF DECISION: 09.10.2020

SAWAN AND ORS

... Petitioner (s)

Versus

STATE OF PUNJAB AND ANR

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Dilpreet Singh Gandhi, Advocate
for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Vikas Gupta, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.132 dated 01.09.2019 under Sections 323, 427, 452, 506 and 149 IPC, registered at Police Station Cantonment, District Commissionerate, Amritsar, on the basis of compromise (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of a sudden quarrel between the parties in which minor injuries were received by respondent No.2-complainant. He has now fully recovered from the injuries. With the intervention of respectables, the matter has been compromised. He has referred to the copy of the compromise which is annexed as Annexure P-2.

Learned counsel for respondent No.2 contends that the matter has indeed been compromised.

This Court, by the order dated 21.08.2020, had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of JMIC, Amritsar dated 08.09.2020 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that the compromise is genuine, without any coercion or undue influence.

The FIR is outcome of a sudden quarrel between the parties in which minor injuries were caused and the matter has been compromised.

In view of the mandate of the Hon'ble Supreme Court in the case of **Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.132 dated 01.09.2019 under Sections 323, 427, 452, 506 and 149 IPC, registered at Police Station Cantonment, District Commissionerate, Amritsar and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

09.10.2020.

SwarnjitS

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