

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

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CRM-M-29408-2020

Date of decision : 18.11.2020.

Jarnail Singh and another

... Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Lalit Pathak, Advocate for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Nitin Sachdeva, Advocate for respondent No.2.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.106 dated 01.08.2020 under Sections 307, 323, 34, 120-B IPC, registered at Police Station Amloh, District Fatehgarh Sahib, on the basis of compromise which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of a quarrel between husband and wife, although Section 307 IPC has been invoked but there is no medico legal report. It was alleged by the complainant that the petitioner had threatened to kill her. There were no serious injuries on the person of the complainant, except some scratch marks. The matter has been compromised and the petitioner No.1 and respondent No.2 are happily residing in the matrimonial home.

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

This Court vide order dated 24.09.2020 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements and send a report as to whether the compromise has been arrived at without any coercion or undue influence. The report of the Judicial Magistrate Ist Class, Amloh dated 15.10.2020 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 compromise which has been effected is genuine, voluntary and without undue influence.

The FIR is the outcome of a quarrel between husband and wife which has now been resolved. Although Section 307 IPC has been invoked but there is no medico legal report. There were no serious injuries on the person of the complainant, except some scratch marks. The matter has been compromised as petitioner No.1 and respondent No.2 are happily residing in their matrimonial home. In view of the law laid down by the Supreme Court in the case of **Narinder Singh vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. It would, thus, be in the interest of justice to quash the FIR No.106 dated 01.08.2020 under Sections 307, 323, 34, 120-B IPC, registered at Police Station Amloh, District Fatehgarh Sahib and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

November 18, 2020
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No