

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-143-2021

DATE OF DECISION: 23.02.2021

BHARAT KALYAN

... Petitioner (s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Balraj Singh Sidhu, Advocate for
Mr. Amandeep Singh Manaise, Advocate
for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Gagandeep Singh, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No. 286 dated 27.12.2020, under Sections 384, 451, 323, 354, 509 and 506 of the Indian Penal Code, 1860, registered at Police Station City Batala, District Batala, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is the outcome of a sudden altercation on account of misunderstanding. He also contends that the petitioner is 20 years old and with the intervention of the respectables, the matter has been compromised. He has referred to the copy of the compromise at Annexure P2.

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

This Court vide order dated 06.01.2021 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 SDJM, Batala, dated 27.01.2021 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 an outcome of a sudden altercation on account of misunderstanding and the matter has now been compromised.

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. Therefore, the petition is allowed and FIR No. 286 dated 27.12.2020, under Sections 384, 451, 323, 354, 509 and 506 of the Indian Penal Code, 1860, registered at Police Station City Batala, District Batala and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

23.02.2021.

SwarnjitS

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