

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

229

CRM-M-175-2021

Date of decision : 19.02.2021.

Sunil Kumar and others

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Bhuwan Vats, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Ketan Antil, Advocate for respondents No.2 to 4.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No. 180 dated 24.11.2020, under Sections 323, 325, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Nurmehal, District Jalandhar Rural, on the basis of compromise dated 24.12.2020 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of an altercation between the neighbours. He also contends that in the occurrence only one grievous injury was caused to the injured with a sword and the injured has fully recovered. He also contends that the matter has been compromised with the intervention of the respectables. He has referred to the copy of the compromise at Annexure P2.

Learned counsel for respondents No.2 to 4 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 Judicial Magistrate Ist Class, Phillaur 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 the outcome of a sudden altercation between the neighbours and the matter has 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. 180 dated 24.11.2020, under Sections 323, 325, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Nurmehal, District Jalandhar Rural and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

February 19, 2021
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No