

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

279

CRM-M-8092-2021

Date of decision : 08.09.2021.

Gul Mahommad and others

... Petitioners

Versus

State of Haryana and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Varinder Mandhan, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Jagdeep Singh, Advocate for respondents No.2 and 3.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.443 dated 19.10.2020 under Sections Sections 148, 149 IPC (both omitted), Sections 34 and 307 IPC (now added), Sections 323, 506 IPC added later on, registered at Police Station Indri, Karnal, on the basis of compromise dated 25.10.2020 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a sudden quarrel without any premeditation between neighbours in which only 02 injuries were caused. One of which is simple in nature while the other was a solitary blow on the head of the son of the complainant. The allegation is that the injury on the head of the son of the complainant was caused by gandasi blow but in the MLR it has been shown as a blunt injury. Petitioner No.1 is 23 years of age, petitioner No.2 is 18 years of age and petitioner No.3 is 20 years of age and they are not involved in any other

criminal case. The matter has been compromised. A copy of the compromise is annexed as Annexure P-2.

Learned counsel for respondents No.2 and 3 states that the matter has indeed been compromised.

This Court vide orders dated 19.02.2021 and 23.07.2021 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, Indri, Karnal dated 05.08.2021 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 outcome of a sudden alteration between 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.443 dated 19.10.2020 under Sections 148, 149 IPC (both omitted), Sections 34 and 307 IPC (now added), Sections 323, 506 IPC added later on, registered at Police Station Indri, Karnal and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

September 08, 2021
sonia gugnani

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