

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

245

CRM-M-24382-2021

Date of decision : 12.08.2021.

Harbhej Singh @ Happy and others

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Amandeep Singh Manaise, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Nitish Garg, Advocate for respondents No.2 to 4.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.18 dated 02.03.2021, under Sections 326, 323, 34 IPC registered at Police Station Ghanie Ke Bangar, Police District Batala, District Gurdaspur, on the basis of compromise dated 18.06.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of an altercation between the parties in which simple injuries were caused except an injury on the leg of the injured for which Section 326 IPC has been invoked. He also contends that the injured have fully recovered from the injuries and the matter has been compromised. He has referred to the copy of the compromise at Annexure P-2.

Learned counsel for respondents No.2 to 4 states that the matter has indeed been compromised.

This Court vide order dated 05.07.2021 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 1st Class, Batala, dated 19.07.2021 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 an altercation between the parties in which simple injuries were caused except an injury on the leg of the injured for which Section 326 IPC has been invoked. The injured have fully recovered from the injuries 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.18 dated 02.03.2021, under Sections 326, 323, 34 IPC registered at Police Station Ghanie Ke Bangar, Police District Batala, District Gurdaspur and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

August 12, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No