

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

Sr. No.228

**CRM-M No.28655 of 2021 (O&M)
DATE OF DECISION: 26.10.2021**

Narinder Kumar and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

(Heard through Video-Conferencing)

CORAM:- HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Gagandeep Singh Simble, Advocate
for the petitioners.

Mr. Sukhbeer Singh, A.A.G, Punjab
for respondent No.1-State.

Mr. Tarun Singla, Advocate
for respondent No.2.

MEENAKSHI I. MEHTA, J. (ORAL)

By way of the instant petition, the petitioners have invoked the jurisdiction of this Court under Section 482 Cr.P.C for seeking the quashing of the FIR bearing No.82 dated 18.06.2021 registered at Police Station City Batala, Police District Batala, District Gurdaspur, under Sections 326/323/324/34 IPC as well as all the consequential proceedings arising therefrom, while averring that the parties have arrived at a compromise (Annexure P-2) qua their dispute culminating in the registration of the said FIR.

Bereft of unnecessary details, the allegations, as levelled in the subject FIR, are that on 15.06.2021, while respondent No.2-complainant

was on his way to his home from his office, the petitioners, along-with two unknown persons, intercepted him and caused injuries to him.

Vide the order dated 03.09.2021 passed by this Court, the private parties had been directed to appear before the Illaqa Magistrate/trial Court on 28.09.2021 for recording their statements in respect of the compromise/settlement. In pursuance of this order, learned Judicial Magistrate Ist Class, Batala, recorded their (parties') statements and has submitted his report (which has already been placed on the file) mentioning therein that the compromise effected between the parties is genuine and is not the result of any pressure or coercion and that as per the statement of SI Sukhdev Singh, both the present petitioners were arrayed as accused in the subject FIR and except complainant named Sukhraj Masih, i.e respondent No.2, there is no other victim in the said FIR and none of the petitioners has been declared proclaimed offender and they are not involved in any other case. The statements of both the parties and the above-named SI, have also been annexed with the said report.

I have heard learned counsel for the petitioners as well as learned State counsel and learned counsel for respondent No.2, in the instant petition and have also perused the file thoroughly.

The said compromise has been effected to put the dispute between the parties at rest for all the times to come and the same would promote peaceful, harmonious and cordial relations between them. It being so, there are bleak chances of the conviction of the petitioners and in these circumstances, the continuation of the proceedings in the case arising out of

the said FIR would be an exercise in futility.

Keeping in view the above-discussed facts and circumstances as well as the observations as made by the Apex Court in **Gian Singh vs. State of Punjab and another (2012) 4 RCR (Criminal) 543**, the FIR bearing No.82 dated 18.06.2021 registered at Police Station City Batala, Police District Batala, District Gurdaspur, under Sections 326/323/324/34 IPC as well as all the consequential proceedings arising therefrom (if any) are hereby quashed.

The petition in hand stands allowed accordingly.

October 26, 2021
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned:

Yes

Whether reportable:

No