

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

102/2

CRM-M-32055-2021 (O&M)

Date of decision : 29.11.2021.

Ratan Singh Dagar

... Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

Ms. Ruby Kaur, Advocate for

Ms. Vandana Sharma, Advocate for respondents No.2 and 3.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking quashing of FIR No. 245 dated 18.04.2021, under Sections 147, 149, 323, 342, 506 and 379-B of the Indian Penal Code, 1860 ('IPC' - for short) (Section 307 IPC added later on), registered at Police Station Sector 58, District Faridabad, 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 quarrel between the parties, as there was theft of necklace in the house of the petitioner. The injuries on the thigh and buttock of the complainant are stated to have been caused with 'lathi'. However, there was injury on the kidney as well. The complainant has fully recovered from the injuries. The petitioner is not involved in any other criminal case. They are residents of the same village and with the intervention of the respectables the matter has been compromised.

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

This Court vide order dated 18.08.2021 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, Faridabad dated 01.09.2021 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 quarrel between the residents of the same village. The complainant has fully recovered from the injuries. The petitioner is not involved in any other criminal case. With the intervention of the respectables, 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. 245 dated 18.04.2021, under Sections 147, 149, 323, 342, 506 and 379-B IPC (Section 307 IPC added later on), registered at Police Station Sector 58, District Faridabad and all subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

Pending application, if any, shall also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 29, 2021
sonia gugnani

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