

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-33290-2021

DATE OF DECISION: 01.11.2021

HOSHIAR SINGH

... Petitioner (s)

Versus

STATE OF PUNJAB AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Parveen Chauhan, Advocate
for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Abinash, Advocate for respondents No.2 and 3.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No.103 dated 28.04.2021, under Sections 324, 323, 452, 506 IPC (Section 458 IPC added later on), registered at Police Station Kharar, District SAS Nagar (Mohali), on the basis of compromise dated 16.05.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is outcome of a sudden quarrel between the relatives in which simple injuries were caused. The injured have fully recovered from the injuries. He also contends that with the intervention of the respectables, the matter has been compromised. He has referred to the copy of the compromise at Annexure P-2.

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

This Court vide order dated 17.08.2021 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 JMIC, Kharar, dated 08.10.2021 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 relatives in which simple injuries were caused. The injured have fully recovered from the injuries. 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.103 dated 28.04.2021, under Sections 324, 323, 452, 506 IPC (Section 458 IPC added later on), registered at Police Station Kharar, District SAS Nagar (Mohali) and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

01.11.2021.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No