

In the High Court of Punjab and Haryana at Chandigarh

231-2

CRM-M-30004-2020 (O & M)

Date of Decision: February 17, 2021

**MANU SINGH @ MANPREET SINGH
AND OTHERS**

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ramandeep Singh Khinda, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr.T.P.S. Makkar, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of DDR No.57 dated 01.08.2020 under Sections 323, 34 IPC registered in FIR No.147 dated 01.08.2020 under Sections 452, 323, 331, 341, 511, 148, 149 IPC (Offence under Section 336 IPC and Sections 25 and 27 of the Arms Act added later on and offence under Section 331 IPC was deleted later on vide Rapat No.25 dated 03.08.2020), registered at Police Station Vairoke, District Fazilka, on the basis of compromise dated 08.09.2020 (Annexure P-3), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the incident is outcome of a sudden quarrel between neighbours in which only simple injuries were caused. Injured has fully recovered from the injuries. He further contends that although gun shot is alleged to have been fired but there is no gun shot injury. It is a case of version and cross-version. The matter has now been compromised with the intervention of the respectables. Copy of the compromise is annexed as Annexure P-3.

Learned counsel for respondent No.2 states that the matter has indeed been compromised.

This Court by the order dated 16.12.2020 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of CJJD-cum-JMIC, Jalalabad, dated 18.01.2021 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 the compromise is genuine and without any coercion or undue influence.

The FIR is outcome of a sudden quarrel between the neighbours in which simple injuries were caused. It is a case of version and cross-version and the matter has been compromised.

In view of the mandate of the Hon'ble Supreme Court in the case of *Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and DDR No.57 dated 01.08.2020 under Sections 323, 34 IPC registered in FIR No.147 dated 01.08.2020 under Sections 452, 323, 331, 341, 511, 148, 149 IPC (Offence under Section 336 IPC and Sections 25 and 27 of the Arms Act added later on and offence under Section 331 IPC was deleted later on vide Rapat No.25 dated 03.08.2020), registered at Police Station Vairoke, District Fazilka and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

February 17, 2021

A.Kaundal

Whether speaking/ reasoned : Yes/No

Whether Reportable : Yes/No