

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-36883-2021 (O & M)
Date of Decision: October 26, 2021

BHUPINDER SINGH ANDN ORS

....PETITIONERS

VERSUS

STATE OF PUNJAB AND ORS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Nagar Singh, Advocate for the petitioners.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. Harinder Singh Sandhu, Advocate for respondents No.2 to 4.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners are seeking quashing of FIR No.95 dated 01.06.2021, under Sections 323, 341, 506, 148, 149 IPC and Section 3(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short, 'the SC/ST Act') registered at Police Station Lalru District SAS Nagar (Mohali), on the basis of compromise dated 29.06.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a sudden altercation between the parties in which simple injuries were caused. He also contends that offence under the SC/ST Act has been deleted and with the intervention of the respectables, the matter has been compromised. He has referred to the copy of the compromise at Annexure P-2.

This Court by the order dated 07.09.2021 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 JMIC, Dera Bassi, dated 20.09.2021 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 the compromise is genuine and without any coercion or undue influence.

The FIR is outcome of a sudden altercation between the parties in which simple injuries were caused.

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 FIR No.95 dated 01.06.2021, under Sections 323, 341, 506, 148, 149 IPC and Section 3(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Lalru District SAS Nagar (Mohali) and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

October 26, 2021
A.Kaundal

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