

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

265

CRM-M-39907-2021

Date of decision : 07.12.2021

Lovepreet Singh and others

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ritesh Pandey, Advocate for the petitioners.

Mrs. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Anutej Singh Barnala, Advocate for respondents No.2 and 3.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking quashing of FIR No.69 dated 26.08.2021, under Sections 323, 324, 325, 326, 336, 148, 149 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Fatehgarh Churian, Batala, District Batala, on the basis of compromise dated 03.09.2021 (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 and the injury for which offence under Section 326 IPC has been invoked is on the finger of the injured. The injured have fully recovered from the injuries 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.

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

This Court vide order dated 27.10.2021 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, Batala dated 22.11.2021 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 altercation between the parties and the injury for which offence under Section 326 IPC has been invoked is on the finger of the injured. The injured have fully recovered from the injuries and 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.69 dated 26.08.2021, under Sections 323, 324, 325, 326, 336, 148, 149 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Fatehgarh Churian, Batala, District Batala and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

December 07, 2021

sonia gugnani

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