

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

219/2

CRM-M-35222-2020

DATE OF DECISION: 19.01.2021

HARPAL SINGH AND ORS

... Petitioner (s)

Versus

STATE OF PUNJAB AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Satbir Singh Gill, Advocate for respondents No.2 & 3.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of G.D. No.24 dated 06.06.2017, under Sections 325/323/148/149 IPC in FIR No.86 dated 05.06.2017, under Sections 325/323/148/149 IPC registered at Police Station Kamboj, District Amritsar and all consequential proceedings, on the basis of compromise dated 02.09.2020 (Annexure P-3), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is an outcome of a sudden quarrel in which injuries were received by both the sides. It is a case of version and cross-version and with the intervention of the

respectables, the matter has been compromised. He has referred to the copy of the compromise which is annexed as Annexure P-3.

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

A coordinate Bench of this Court, by the order dated 18.11.2020 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 CJM, Amritsar, dated 21.12.2020 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 an outcome of a sudden quarrel in which injuries were received by both the sides. It is a case of version and cross-version and with the intervention of the respectable, 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 G.D. No.24 dated 06.06.2017, under Sections 325/323/148/149 IPC in FIR No.86 dated 05.06.2017, under Sections 325/323/148/149 IPC registered at Police Station Kamboj, District Amritsar and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

19.01.2021.