

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-42046-2020

DATE OF DECISION: 19.01.2021

HARPREET SINGH AND OTHERS

... Petitioner (s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Fariad Singh Virk, Advocate
for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. G.S. Salana, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.182 dated 04.11.2020, under Sections 323, 342, 365, 506/34 IPC registered at Police Station Khanna, City II, Police District Khanna, Distt. Ludhiana, on the basis of compromise dated 12.11.2020 (Annexure P-3), which has been arrived at between the parties.

Learned counsel for the petitioners contends that it was alleged that the petitioners had forcibly taken the complainant to another place. He, however, contends that the FIR is an outcome of a misunderstanding between the parties which has now been resolved and the matter has been compromised. There was another FIR registered by the mother of the petitioner in which petition for quashing of the FIR bearing CRM No.M-

42048 of 2020 has been filed on the basis of a compromise which is listed on 21.01.2021. The matter has been compromised. He has referred to the copy of the compromise which is annexed as Annexure P-3.

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

This Court vide order dated 15.12.2020 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 JMIC, Khanna, dated 06.01.2021 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 compromise which has been effected is genuine, voluntary and without undue influence.

The FIR is an outcome of a misunderstanding between the parties which has now been resolved and 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.182 dated 04.11.2020, under Sections 323, 342, 365, 506/34 IPC registered at Police Station Khanna, City II, Police District Khanna, Distt. Ludhiana, and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

19.01.2021.

SwarnjitS

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