

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

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CRM-M-47332-2021

Date of decision : 16.12.2021

Jagat and another

... Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Divya Bajaj, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Pranav Buwaniwala, Advocate for respondent No.2.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No. 255 dated 03.09.2021, under Sections 323, 324, 307, 506 read with Section 34 of the Indian Penal Code, 1860 ('IPC' - for short), registered at Police Station Sector 14, Panchkula, District Panchkula, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a sudden quarrel between the neighbours. A solitary blow with a 'datar' is stated to have been given by petitioner No. 1 on the head of respondent No. 2 (complainant). Respondent No. 2 (complainant) has fully recovered from the injuries. Petitioner No. 1 is 23 years of age while petitioner No. 2 is 20 years of age. They do not have criminal antecedents. She also contends that with the intervention of respectables, the matter has been compromised. A copy of the compromise is at Annexure P2.

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

This Court vide order dated 11.11.2021 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, Panchkula dated 03.12.2021 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 quarrel between the neighbours. The injured has fully recovered from the injuries. The petitioners do not have criminal antecedents. With the intervention of 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. 255 dated 03.09.2021, under Sections 323, 324, 307, 506 and 34 IPC, registered at Police Station Sector 14, Panchkula, District Panchkula and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

December 16, 2021

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