

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

304

CRM-M-48849-2021

Date of decision : 22.12.2021

Parminder Singh alias Nikka and others

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Gurjit Singh Latheri, Advocate for the petitioners.

Mrs. Amarjit Kaur Khurana, DAG, Punjab.

Mr. J.S. Khiva, Advocate for respondents No.2 to 4.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking quashing of FIR No.101 dated 02.05.2019, under Sections 307, 323, 341, 325, 435, 427, 506, 148, 149 IPC registered at Police Station Division No.6, Ludhiana, District Ludhiana, on the basis of compromise dated 23.09.2021 (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 fight between relatives. It is alleged that the injuries were caused with a *datar* and *gandasi*. No firearm was used in the incident. The injured has fully recovered from the injuries. He also contends that two accused, namely, Balwinder Singh @ Happy and Jagtar Singh @ Jaggi have expired after the incident. The petitioners do not have any criminal antecedents. 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 to 4 states that the matter has indeed been compromised.

This Court vide order dated 23.11.2021 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, Ludhiana dated 09.12.2021 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 fight between relatives. No firearm was used in the incident. The injured has fully recovered from the injuries. The petitioners do not have any criminal antecedents. 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.101 dated 02.05.2019, under Sections 307, 323, 341, 325, 435, 427, 506, 148, 149 IPC registered at Police Station Division No.6, Ludhiana, District Ludhiana and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

December 22, 2021
sonia gugnani

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