

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

332/2

CRM-M-50947-2021

DATE OF DECISION: 10.01.2022

HARJINDER SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Aashima Narula, Advocate for the petitioners.

Mrs.Amarjit Kaur Khurana, DAG, Punjab.

Mr. Kewal Singh, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of DDR No.24 dated 11.03.2019 under Sections 323, 324, 336, 347, 506, 511, 148 & 149 IPC and Sections 25/27/54/59 of the Arms Act, 1959 in FIR No.27 dated 11.03.2019 under Sections 308, 323, 427, 448, 506, 511, 148, 149 IPC (Section 308 IPC has been deleted), registered at Police Station Koom Kalan, Ludhiana, on the basis of compromise dated 24.11.2021 (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 property dispute between residents of the same village. Only simple injuries have been caused in the incident. She also contends that the matter has been compromised. A copy of the compromise is at Annexure P-3.

Learned counsel appearing on behalf of the complainant/respondent No.2 and states that the matter has indeed been compromised.

This Court, vide order dated 06.12.2021 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 Judicial Magistrate Ist Class, Ludhiana dated 21.12.2021 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 an outcome of a property dispute between residents of the same village. Only simple injuries have been caused in the incident and the matter has now 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 DDR No.24 dated 11.03.2019 under Sections 323, 324, 336, 347, 506, 511, 148 & 149 IPC and Sections 25/27/54/59 of the Arms Act, 1959 in FIR No.27 dated 11.03.2019 under Sections 308, 323, 427, 448, 506, 511, 148, 149 IPC (Section 308 IPC has been deleted), registered at Police Station Koom Kalan, Ludhiana, registered at Police Station Koom Kalan, Ludhiana and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

10.01.2022

SwarnjitS

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