

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

Crl. Misc. No. M-36549 of 2014

Date of decision: 15.01.2015

Gurmeet Singh @ Happy

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Naresh Gopal Sharma, Advocate,
for the petitioner.

Mr. Daljit Singh Virk, AAG, Punjab.

RITU BAHRI, J.

Quashing of FIR No. 134 dated 12.10.2009, under Sections 294, 506 IPC, registered at Police Station, Raikot, District Ludhiana (Annexure P-1), is sought on the basis of compromise dated 28.08.2014 (Annexure P-2).

The F.I.R was registered on the basis of statement made by Amandeep Singh-respondent No.2 alleging that on 12.10.2009, he had gone to the Clinic of Councilor Dr. Harpal Singh at Tajpur Chok, Raikot. In the meantime, he received a telephone call from one Lakhi Nagra who was abusing him in filthy language. Thereafter, the above said person along with his three accomplices, reached in the office of the complainant at Khanna and gave beatings his chowkidar. He also threatened to kill the complainant. In this background, the FIR was registered.

The co-accused of the petitioner namely Lakhvir Singh has been declared as proclaimed offender vide order dated 26.02.2014.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been resolved between the petitioner and respondent No.2-Amandeep Singh, vide compromise deed

dated 28.08.2014 (Annexure P-2).

In compliance with the order dated 28.10.2014 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Jagraon, has been received in this regard. As per report, Amandeep Singh-respondent No.2 (complainant) made his statement on 27.11.2014 to the effect that the present FIR was registered at his instance. Now, he has compromised the matter with Gurmeet Singh @ Happy (petitioner) with his own free will and without any fear or pressure. He has no objection, if the above said FIR is quashed against Gurmeet Singh @ Happy-accused. Statement of Gurmeet Singh-petitioner was also recorded to the same effect. In view of separate statements of the parties, the court is satisfied that the compromise is valid and genuine one.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 134 dated 12.10.2009, under Sections 294, 506 IPC, registered at Police Station, Raikot, District Ludhiana, is quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

15.01.2015
ajp