

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

**CRM No. M-24517 of 2016
Date of decision: 29.09.2016**

Maninder Singh @ Maninder Kumar and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Naveen Batra, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Ritu Bahri, J.

Petitioners are seeking quashing of Complaint No.COMI/4/2014, titled as Kulbir Kaur Vs. Maninder Singh and others, under Sections 354, 307, 452, 324, 323, 506, 148 and 149 IPC (Annexure P-1) on the basis of compromise dated 07.03.2016 (Annexure P-2).

Kulbir Kaur-complainant (respondent No.2) filed a complaint (Annexure P-1) alleging that she along with her family, was running a grocery shop. Her son-Balwant Singh @ Sonu was running the business of DJ & Sound System. All the accused, except Paramjit Singh @ Pamma, were also running their shop adjoining the shop of the complainant. As per complainant, all the accused-petitioners were feeling jealous because the complainant was having a flourishing business. On 21.04.2010, at about 8.30 P.M., when Balwant Singh, son of the complainant, was unloading his

sound system from a three wheeler, all the accused-petitioners, armed with *datar(s)* and *danda(s)* started abusing him. Thereafter, they attacked on the shop of the complainant. Surjit Kaur raised an alarm to teach a lesson to the complainant. Upon this, Dev Raj caught hold of the complainant from her breast, whereas Maninder Singh, Dilbag Rai and Paramjit Singh had torn her clothes. Thereafter, they entered the courtyard of the complainant and inflicted injuries on the person of the complainant and her son-Balwant Singh with their weapons. Complainant raised an alarm, which attracted Malkit Singh Gill and Satnam Singh, who rushed to the spot. Thereafter, all the assailants fled away from the spot along with their respective weapons. In this background, the complaint was filed.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties vide compromise deed dated 07.03.2016 (Annexure P-2).

In compliance with the order dated 22.07.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate, Ist Class, Dasuya, has been received in this regard. As per report, Kulbir Kaur-respondent No.2 (complainant) made her statement on 22.08.2016 to the effect that with the intervention of respectable persons, she has compromised the matter with accused-petitioners voluntarily, without any pressure or coercion. Balwant Singh (eye witness) son of the complainant, also made his statement by admitting the factum of compromise with the accused-petitioners. He has further stated that now, he has no grudge against the accused persons. Now both the parties have undertaken to live peacefully in the village. Separate statements of Maninder Singh @ Maninder Kumar, Dilbag Rai @ Baggi, Dev Raj,

Surjit Kaur and Paramjit Singh @ Pamma-petitioners were also recorded to the same effect. In view of separate statements given by 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, Complaint No.COMI/4/2014, titled as **Kulbir Kaur Vs. Maninder Singh and others**, under Sections 354, 307, 452, 324, 323, 506, 148 and 149 IPC (Annexure P-1), is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

29.09.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No