

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

**Crl. Misc. No.M-37279 of 2015
Date of decision : 09.02.2016**

Harvinder Singh

.....Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Deep Singh, AAG, Punjab,
counsel for respondent no.1-State.

Mr. Vishal, Advocate
for respondent no.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of complaint No.64 dated 04.04.2005 titled as "Mohinder Singh Vs. Amrik Singh and others" (Annexure P-1) summoning order dated 09.06.2006 under Sections 447, 452, 506, 323, 379, 148, 149, 427, 354, 34 IPC (Anneuxre P-2) and subsequent proceedings arising therefrom including the order dated 01.12.2009 (Annexure P-5), declaring the petitioner as proclaimed offender, on the basis of written compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties was recorded regarding the compromise.

The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent copy of the statements of parties.

No useful purpose would be served to keep the said complaint pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid complaint and all consequent proceedings conducted on the basis thereof are quashed qua the petitioner only.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

09.02.2016
sunil

(ANITA CHAUDHRY)
JUDGE