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

CRM-M-7014-2016

Date of decision:02.09.2016

Bintu and others

... Petitioners

versus

Raman and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioners.

Ms. Kamlesh, Advocate,
for Mr. Parminder Singh, Advocate,
for respondent No.1.

Mr. Sulinder Kumar, AAG, Haryana,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of complaint No.56 dated 23.09.2011 under Sections 323, 325, 427, 452, 506/120-B IPC titled as "Raman Versus Azad and others" (Annexure P-1), summoning order dated 10.06.2014 (Annexure P-2) and all consequential proceedings arising therefrom on the basis of compromise dated 17.12.2015 (Annexure P-3).

This Court vide order dated 26.02.2016 had directed the parties to appear before the Illaqa Magistrate/trial Court and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Karnal and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has

submitted the report dated 08.04.2016 to the effect that the compromise effected between parties is genuine, voluntary and without any coercion or undue influence from any corner.

Respondent No.1-complainant, namely, Raman has made his statement with regard to the compromise before learned Magistrate on 06.04.2016 to the effect that he has no objection if the complaint in question is quashed.

Learned State counsel as well as learned counsel for respondent No.1 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant complaint.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and complaint No.56 dated 23.09.2011 under Sections 323, 325, 427, 452, 506/120-B IPC titled as "Raman Versus Azad and others" (Annexure P-1), summoning order dated 10.06.2014 (Annexure P-2) and all consequential proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 17.12.2015 (Annexure P-3).

(HARI PAL VERMA)
JUDGE

02.09.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.