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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 10225 of 2017
Date of Decision: 06.11.2017

Shalini Gupta and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ankur Mittal, Advocate,
for the petitioners.

Mr. Luvinder Sofat, A.A.G., Punjab,
for respondent No. 1.

Mr. V.P.S. Mithewal, Advocate,
for respondent No. 2.

Mr. Amit Gupta, Advocate,
for respondent No. 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 171, dated 30.11.2016, under Sections 406/420/120-B of the Indian Penal Code (offences under Sections 465/467/468/471 of the Indian Penal Code were added later on), registered at Police Station Amloh, District Fatehgarh Sahib, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused vide

Settlement Deed (Annexure P-2), which is duly signed by him. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Judicial Magistrate Ist Class, Amloh, vide report dated 21.04.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 and 3 are represented by their Counsel and they do not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Amloh, and in view of the decision of the Hon'ble Supreme Court in "Gian Singh Vs. State of Punjab and another", 2012(4) RCR (Criminal) 543 and "Narinder Singh and Others Vs. State of Punjab and Another", (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioners/ accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No. 171, dated 30.11.2016, under Sections 406/420/120-B of the Indian Penal Code (offences under Sections 465/467/468/471 of the Indian Penal Code were added later on), registered at Police Station Amloh, District Fatehgarh Sahib, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

06.11.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No
2. Whether reportable : Yes/ No