

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-11193-2016

Date of decision : 07.02.2017

Jagjit Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.H.S. Batth, Advocate
for the petitioners.

Mr.Sidakmeet Singh Sandhu, AAG, Punjab.

Mr. J.S. Dhaliwal, Advocate
for respondents no.2 to 4.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, FIR No.21 dated 05.03.2016, registered against the petitioners at Police Station Khalra, District Tarn Taran, for the alleged commission of offences punishable under Sections 323, 452, 506, 148, 149, 295-A IPC, is sought to be quashed, on the basis of a compromise arrived at between the petitioners-accused and respondents no. 2 to 4, i.e. the complainant and injured.

Vide an order of this Court dated 26.10.2016, the parties were directed to appear before the learned Illaqa Magistrate/trial Court, to get their statements recorded, in terms of the compromise.

Pursuant to the order dated 26.10.2016, the report of the learned Judicial Magistrate Ist Class, Patti, has been received, stating therein that the statements of the petitioners and respondents no.2 to 4, i.e.

compromised the matter voluntarily and without any coercion or undue influence.

Copies of the statements of respondents no.2 to 4 and the petitioners, have also been annexed with the report.

Keeping in view the nature of the offences and fact that the parties have compromised the matter with each other, with the complainant no longer wishing to pursue criminal proceedings, further keeping in mind the ratio of the law laid down by the hon'ble Supreme Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, in the opinion of this Court, it would be pointless to continue with criminal proceedings.

Consequently, the petition is allowed and FIR No. 21 dated 05.03.2016, registered against the petitioners at Police Station Khalra, District Tarn Taran, for the alleged commission of offences punishable under Sections 323, 452, 427, 148, 149, 295-A IPC, along with all proceedings arising therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

February 07, 2017.
Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No