

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

**CRM-M No. 10828 of 2017
Date of Decision: 21.09.2017**

Sanjeev Kumar and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Bhupinder Banga, Advocate,
 for the petitioners.

Ms. Bhavna Gupta, D.A.G., Punjab.

Mr. Abhishek Sharma, Advocate,
for respondent No. 2/complainant.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 119, dated 31.10.2014, under Section 420 of the Indian Penal Code, registered at Police Station Sri Hargobindpur, District Batala (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Judicial Magistrate Ist Class, Batala, on the basis of compromise.

[2]. During pendency of petition, the complainant has arrived at a settlement with the accused vide Affidavit (Annexure P-3), 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, Batala, vide report dated 31.07.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is represented by his counsel.

[4]. In view of the report of the Judicial Magistrate Ist Class, Batala, 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. 119, dated 31.10.2014, under Section 420 of the Indian Penal Code, registered at Police Station Sri Hargobindpur, District Batala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

21.09.2017
jyoti

(SUDIP AHLUWALIA)
JUDGE

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