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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 11046 of 2017
Date of Decision: 03.10.2017

Gurnam Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Simranjeet Singh Sarwara, Advocate,
for the petitioners.

Mr. Kuldeep Singh, Senior D.A.G., Punjab,
for respondent No. 1.

Mr. Brij Mohan, Advocate,
for respondent No. 2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 127, dated 26.10.2012, under Sections 452, 323, 294, 506 and 149 of the Indian Penal Code, registered at Police Station Banur, District Patiala, (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, Rajpura, on the basis of compromise.

[2]. During pendency of petition, the complainant has arrived at a

settlement with the accused vide Mutual Compromise (Annexure P-2), which is duly signed by her. 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, Rajpura, vide report dated 02.05.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 is represented by her counsel.

[4]. In view of the report of the Judicial Magistrate Ist Class, Rajpura, 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 herself compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No. 127, dated 26.10.2012, under Sections 452, 323, 294, 506 and 149 of the Indian Penal Code, registered at Police Station Banur, District Patiala, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

03.10.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

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