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

CRM-M-12747-2017 (O&M)

Date of Decision: 21.08.2017

Shiv Kumar

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Munish Gupta, Advocate,
for the petitioner.

Mr. V.G. Jauhar, Senior DAG, Punjab.

Mr. Nirbhay Singh Gill, Advocate,
for respondent No.2-complainant.

SUDIP AHLUWALIA J. (ORAL)

CRM-12385-2017

Allowed as prayed for.

CRM-M-12747-2017

In this petition, the petitioner, who is an accused in F.I.R No.30, dated 12.04.2016, under Sections 420 & 406 of the Indian Penal Code (in short 'IPC') and Sections 467, 468, 471 & 34 of the IPC (added later on), registered at Police Station City Hoshiarpur, District Hoshiarpur (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of Ld. Chief Judicial Magistrate, Hoshiarpur, on the basis of compromise.

[2]. During pendency of petition, the complainant has arrived at a settlement with the accused vide Compromise Deed (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 Chief Judicial Magistrate, Hoshiarpur, vide report dated 03.05.2017 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 her counsel.

[4]. In view of the report of the Chief Judicial Magistrate, Hoshiarpur, 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 petitioner/accused.

[5]. In the circumstances, the present petition is allowed. F.I.R No.30, dated 12.04.2016, under Sections 420 & 406 of the IPC and Sections 467, 468, 471 & 34 of the IPC (added later on), registered at Police Station City Hoshiarpur, District Hoshiarpur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

21.08.2017

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes

2. Whether reportable: No