

254 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 15105 of 2017 (O&M)

Date of Decision: 28.08.2017

Jasbir Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Puneet Singla, Advocate, for
Mr. D.K. Bhatti, Advocate,
for the petitioners.

Mr. S.S. Cheema, A.A.G., Punjab.

Mr. Atul Jain, Advocate,
for respondents No. 4 and 5.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 53, dated 12.07.2016, under Sections 323/324/452/34 of the Indian Penal Code, registered at Police Station Talwandi Chaudhrian, District Kapurthala (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Sub Divisional Judicial Magistrate, Sultanpur Lodhi, 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-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 Sub Divisional Judicial Magistrate, Sultanpur Lodhi, vide report dated 30.05.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 4 and 5 are represented by their counsel.

[4]. In view of the report of the Sub Divisional Judicial Magistrate, Sultanpur Lodhi, 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. 53, dated 12.07.2016, under Sections 323/324/452/34 of the Indian Penal Code, registered at Police Station Talwandi Chaudhrian, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

28.08.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No