

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

**CRM-M No.15220 of 2017
Date of Decision : 18.09.2017**

Dhian Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Lakhwinder S. Sidhu, Advocate
for the petitioners.

Mr. V.G. Jauhar, Sr. Deputy Advocate General, Punjab
for respondent No.1-State.

Mr. D.S. Sidhu, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons, have prayed for quashing of F.I.R No.70, dated 25th May, 2012, under Section 379 of the Indian Penal Code (for short, 'the IPC'), registered at Police Station Dharamkot, District Moga (Annexure P-1), along with all subsequent proceedings arising therefrom, on the basis of compromise.

During pendency of the petition, the complainant has arrived at a settlement with the accused persons vide Compromise Deed (Annexure P-2), which is duly signed by him. The matter was referred to the Ld. 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 Ld. Judicial Magistrate First Class, Moga, vide report dated 7th July, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

Respondent No. 2 is represented by his counsel.

In view of the report of the Ld. Judicial Magistrate 1st Class, Moga, 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.

In the circumstances, the present petition is allowed. F.I.R No.70, dated 25th May, 2012, under Section 379 of the IPC, registered at Police Station Dharamkot, District Moga (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

September 18, 2017

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No