IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-18277-2017
Date of Decision: 11.08.2017

Gurdeep Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Jasmeet Singh Ghumman, Advocate
for the petitioners.

Mr. Sarabjit Singh Cheema, A.A.G., Punjab
for respondent No.1-State.

Mr. Neeraj Madaan, Advocate
for respondents No.2 to 4.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in DDR No.39 dated 08.10.2015 under Section 323 and 34 of the Indian Penal Code (for short 'the IPC'), registered as cross case in case FIR No.166 dated 13.10.2015 under Sections 452, 323, 427, 148 and 149 of the IPC, at Police Station Sadar Jalalabad(w) District Fazilka, have prayed for quashing of FIR and all consequential proceedings arising therefrom, on the basis of compromise arrived at between the parties.

During pendency of the trial, the complainant has arrived at a settlement with the accused persons vide compromise Annexure P-2, 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

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Magistrate Ist Class, Jalalabad (West) vide report dated 08.06.2017 apprising this Court that the compromise arrived at between the parties is genuine and without any pressure and that no accused is proclaimed offender.

In view of the report of Judicial Magistrate Ist Class, Jalalabad 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. DDR No.39 dated 08.10.2015 (Annexure P-1) as cross case in case FIR No.166 dated 13.10.2015 at Police Station Sadar Jalalabad(w) District Fazilka (Annexure P-2), and all consequential proceedings arising therefrom are hereby quashed *qua* the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

August 11, 2017
ps-I

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

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