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

**CRM-M-20473-2016
Date of Decision: 17.07.2017**

Raj Kumar @ Raju and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Parmar, Advocate,
for the petitioners.

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

Mr. G.S. Brar, Advocate,
for respondent No.3-complainant.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in FIR No.159 dated 11.08.2009 under Sections 323, 325, 148 & 149 of Indian Penal Code (in short 'IPC') registered at Police Station City Phagwara, District Kapurthala, have prayed for quashing of FIR with all subsequent proceedings pending in the Court of Sub Divisional Judicial Magistrate, Phagwara.

During pendency of the trial, the complainant has arrived at a settlement with the accused persons vide compromise 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 SDJM, Phagwara vide report dated 12.05.2017 apprising this Court that the

compromise arrived at between the parties is genuine and without any

pressure and that no accused is proclaimed offender and one accused has died out of six accused involved in the present case.

Respondent No.3 is represented by his counsel.

In view of the report of SDJM, Phagwara 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. FIR No.159 dated 11.08.2009 under Sections 323, 325, 148 & 149 of IPC, Police Station City Phagwara, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed qua the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

17.07.2017

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