

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

**CRM-M No. 26066 of 2016
Date of Decision: July 24, 2017**

Harpal Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Varun Sharma, Advocate,
 for the petitioners.

Mr. V.G. Jauhar, Senior D.A.G., Punjab.

Mr. Arshdeep Singh, Advocate,
for respondent No. 2/ complainant.

SUDIP AHLUWALIA, J. (ORAL)

[1]. In this petition, the petitioners, who are accused persons in FIR No. 220, dated July 04, 2015, under Sections 364/148/149 of the Indian Penal Code (in short 'IPC'), registered at Police Station Civil Lines, District Amritsar, (Annexure P-1), have prayed for quashing of FIR with all subsequent proceedings pending in the Court of the Chief Judicial Magistrate, Amritsar.

[2]. During pendency of trial, 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 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, Amritsar, vide report dated April 24, 2017, apprising this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is represented by his counsel. Respondent No. 3 is not present nor he is represented by any counsel. However, he has made a statement on April 20, 2017 before the Chief Judicial Magistrate, Amritsar, whereby he has admitted the factum of compromise with the accused persons and deposed that he has no objection if the present F.I.R. is quashed.

[4]. In view of the report of the Chief Judicial Magistrate, Amritsar, 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. FIR No. 220, dated July 04, 2015, under Sections 364/148/149 IPC, registered at Police Station Civil Lines, District Amritsar, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed qua the present petitioners.

July 24, 2017
Apurva

(SUDIP AHLUWALIA)
JUDGE

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