

266 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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CRM-M No. 25374 of 2017  
Date of Decision: 11.09.2017

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Shamshad Khan and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA**

Present: Ms. Ramandeep Kaur, Advocate,  
for the petitioners.

Mr. S.S. Cheema, A.A.G., Punjab,  
for respondent No. 1.

Ms. Gurdeep Kaur, Advocate, for  
Ms. Kaavya Jariyal, Advocate,  
for respondents No. 2 and 3.

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**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioners, who are accused in F.I.R. No. 70, dated 11.06.2017, under Sections 323, 325 and 34 of the Indian Penal Code registered at Police Station City-II Malerkotla, District Sangrur, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Additional Civil Judge (Senior Division)-cum-Sub Divisional Judicial Magistrate, Malerkotla, 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-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 Additional Civil Judge (Senior Division)-cum-Sub Divisional Judicial Magistrate, Malerkotla, vide report dated 28.08.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 and 3 are represented by their counsel.

[4]. In view of the report of the Additional Civil Judge (Senior Division)-cum-Sub Divisional Judicial Magistrate, Malerkotla, 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. 70, dated 11.06.2017, under Sections 323, 325 and 34 of the Indian Penal Code registered at Police Station City-II Malerkotla, District Sangrur, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

11.09.2017

Apurva

(SUDIP AHLUWALIA)  
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No