

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-2739-2017

Date of decision : 23.02.2017

Piara Singh and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Jasminder Singh Thind, Advocate
for the petitioners.

Mr.Aditya Sanghi, Addl.A.G. Punjab.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, FIR No.57 dated 11.06.2012, registered against the petitioners at Police Station Lohian, District Jalandhar, for the alleged commission of offences punishable under Sections 323, 324, 452, 295 IPC, is sought to be quashed, on the basis of a compromise arrived at between the petitioners-accused and respondents no. 2 & 3, i.e. the complainant and injured.

Vide an order of this Court dated 31.01.2017, the parties were directed to appear before the learned trial Court, to get their statements recorded, in terms of the compromise.

Pursuant to the order dated 31.01.2017, the report of the learned Sub Divisional Judicial Magistrate, Nakodar, has been received, stating therein that the statement of respondent no.2, i.e. the complainant Sadhu Singh, has been recorded to the effect that he has compromised the

petitioners as also respondent no.3, Manjit Kaur wife of Sadhu Singh, to the same effect, have been recorded on 06.02.2017.

Keeping in view the nature of the offences and fact that the parties have compromised the matter with each other, with the complainant no longer wishing to pursue criminal proceedings, further keeping in mind the ratio of the law laid down by the Supreme Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, in the opinion of this Court, it would be pointless to continue with criminal proceedings against Piara Singh and Avtar Singh.

Consequently, the petition is allowed and FIR No.57 dated 11.06.2012, registered against the petitioners at Police Station Lohian, District Jalandhar, for the alleged commission of offences punishable under Sections 323, 324, 452, 295 IPC, along with all proceedings arising therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

February 23, 2017.
Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No