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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 28868 of 2017
Date of Decision: 03.11.2017

Nikunj Dutta and others

..... Petitioners

Versus

State (U.T., Chandigarh) and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ketan Antil, Advocate, for
Mr. Dhruv Sihag, Advocate,
for the petitioners.

Mr. Gautam Dutt, A.P.P., U.T., Chandigarh,
for respondent No. 1.

Mr. Manish Mehta, Advocate,
for respondent No. 2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 479, dated 24.11.2015, under Sections 325, 341, 506 and 34 of the Indian Penal Code, registered at Police Station Sector-39, Chandigarh, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused vide Compromise/Agreement (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 Magistrate Ist Class, Chandigarh, vide report dated 14.09.2017, has apprised 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 and he does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Chandigarh, 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. 479, dated 24.11.2015, under Sections 325, 341, 506 and 34 of the Indian Penal Code, registered at Police Station Sector-39, Chandigarh, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

03.11.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No