

252

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 30489 of 2017
Date of Decision: 24.10.2017

Prof. Daljit Singh and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Mr. Hittan Nehra, Additional Advocate General, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 90, dated 29.04.2017, under Sections 323, 341, 427 and 511 of the Indian Penal Code, registered at Police Station Cantonment, Amritsar, District Police Commissionerate Amritsar, (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 respectable and elderly people of the society, the complainant has arrived at a settlement with the accused vide

Affidavit (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, Amritsar, vide report dated 03.10.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is not present nor he is represented by his counsel. However, he has made a statement on 25.09.2017, before the Judicial Magistrate Ist Class, Amritsar, whereby he has admitted the factum of compromise with the accused without any undue influence, pressure and further deposed that the said compromise is genuine one and he has no objection if present F.I.R. is quashed or cancelled against the accused persons.

[4]. In view of the report of the Judicial Magistrate Ist Class, 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. F.I.R. No. 90, dated 29.04.2017, under Sections 323, 341, 427 and 511 of the Indian Penal Code, registered at Police Station Cantonment, Amritsar,

District Police Commissionerate Amritsar, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

24.10.2017

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

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