

255

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 30611 of 2017
Date of Decision: 25.10.2017

Jograj @ Jogga Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Kawaljyot Singh, Advocate,
for the petitioners.

Mr. Hittan Nehra, Additional Advocate General, Punjab,
for respondent No. 1.

Mr. Yagyaang Ajay, Advocate,
for respondents No. 2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in D.D.R. No. 028, dated 12.07.2017, under Sections 323, 324, 148, 149 and 326 (subsequently added) of the Indian Penal Code (Annexure P-1) in case F.I.R. No. 207, dated 12.07.2017, under Sections 323, 341, 148 and 149 of the Indian Penal Code, registered at Police Station Sadar Nakodar, District Jalandhar Rural, (Annexure P-2), have prayed for quashing of D.D.R. with

all subsequent proceedings on the basis of compromise.

[2]. Ld. counsel for the petitioners states that it is a case of version and cross-version.

[3]. With the intervention of respectable and elderly people of the society, the complainant has arrived at a settlement with the accused vide Compromise Deed (Annexure P-3), 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 Sub Divisional Judicial Magistrate, Nakodar, vide report dated 27.09.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

[5]. In view of the report of the Sub Divisional Judicial Magistrate, Nakodar, 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.

[6]. In the circumstances, the present petition is allowed. D.D.R. No. 028, dated 12.07.2017, under Sections 323, 324, 148, 149 and 326 (subsequently added) of the Indian Penal Code (Annexure P-1) in case F.I.R. No. 207, dated 12.07.2017, under Sections 323, 341, 148 and 149 of

the Indian Penal Code, registered at Police Station Sadar Nakodar, District Jalandhar Rural, (Annexure P-2), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

25.10.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

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