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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 33240 of 2017
Date of Decision: 12.10.2017

Ajab Singh and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Raman Chawla, Advocate,
for the petitioners.

Mr. D.R. Singla, D.A.G., Haryana,
for respondent No. 1.

Mr. Parshant Sethi, Advocate,
for respondents No. 2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 235, dated 02.10.2012, under Sections 148, 149, 323, 325, 506 and 324 of the Indian Penal Code, registered at Police Station Agroha, District Hisar, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Ld. Judicial Magistrate Ist Class, Hisar, including the judgment of conviction as well as sentence passed by the Ld. Judicial Magistrate Ist Class, Hisar, dated 29.11.2016/02.12.2016 (Annexure P-2) 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 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 Ld. Judicial Magistrate Ist Class, Hisar, vide report dated 27.09.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent Nos. 2 and 3 are represented by their counsel.

[4]. In view of the report of the Ld. Judicial Magistrate Ist Class, Hisar, 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. 235, dated 02.10.2012, under Sections 148, 149, 323, 325, 506 and 324 of the Indian Penal Code, registered at Police Station Agroha, District Hisar, (Annexure P-1), and all consequential proceedings arising therefrom, including the judgment of conviction as well as sentence, dated 29.11.2016/02.12.2016, are hereby quashed on the basis of compromise qua the present petitioners.

12.10.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

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