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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 33964 of 2017
Date of Decision: 26.10.2017

Baljinder Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Simranjit Singh Sarwara, Advocate,
for the petitioner.

Mr. Luvinder Sofat, A.A.G., Punjab,
for respondent No. 1.

Mr. Briz Mohan, Advocate, for
Mr. S.P.S. Chakkal, Advocate,
for respondent No. 2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is an accused in F.I.R. No. 38, dated 04.06.2017, under Sections 406, 420, 465, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Badali Ala Singh, District Fatehgarh Sahib, (Annexure P-1), has 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

Compromise (Annexure P-2), which is duly signed by her. 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, Fatehgarh Sahib, vide report dated 12.10.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is represented by her counsel.

[4]. In view of the report of the Judicial Magistrate Ist Class, Fatehgarh Sahib, 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 herself compromised the dispute with the petitioner/ accused person.

[5]. In the circumstances, the present petition is allowed. F.I.R. No. 38, dated 04.06.2017, under Sections 406, 420, 465, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Badali Ala Singh, District Fatehgarh Sahib, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

26.10.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No