

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-39691-2016

Date of decision : 21.02.2017

Bhagwant Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Rakesh Gupta, Advocate
for the petitioner.

Mr.Sidakmeet Singh Sandhu, AAG, Punjab.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, FIR No.128 dated 13.08.2014, registered against the petitioner at Police Station Passiana, District Patiala, for the alleged commission of offences punishable under Sections 506, 509 and 294 IPC, is sought to be quashed, on the basis of a compromise arrived at between the petitioner-accused and respondent no. 2, i.e. the complainant.

Vide an order of this Court dated 07.11.2016, the parties were directed to appear before the learned Illaqa Magistrate/trial Court, to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the report of the learned Judicial Magistrate Ist Class, Patiala, has been received, to the effect that the petitioner and respondent no.2 appeared before that Court and recorded their statements regarding compromise reached between the parties.

As per the learned Judicial Magistrate, the compromise effected between the petitioner and respondent no.2 is voluntarily and without any

pressure and consideration.

Keeping in view the nature of the offences alleged and fact that the parties have compromised the matter with each other, with the complainant no longer wishing to pursue criminal proceedings, further keeping in mind the ratio of the law laid down by the Supreme Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, in the opinion of this Court, it would be pointless to continue with criminal proceedings.

Consequently, the petition is allowed and FIR No. 128 dated 13.08.2014, registered against the petitioner at Police Station Passiana, District Patiala, for the alleged commission of offences punishable under Sections 506, 509 and 294 IPC, along with all proceedings arising therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

February 21, 2017.

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No