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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 44667 of 2016 (O&M)
Date of Decision: 10.10.2017

Mandeep Singh and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sandeep Singh Deol, Advocate,
for the petitioners.

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

Ms. Manjeet Kaur, Advocate,
for respondent No. 2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 62, dated 11.11.2016, under Sections 323, 324, 326, 148 and 149 of the Indian Penal Code, registered at Police Station Chohla Sahib, Tarn Taran, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Ld. Chief Judicial Magistrate, Tarn Taran, on the basis of compromise.

[2]. During investigation, the complainant has arrived at a

settlement with the accused vide Mutual Compromise (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 Ld. Chief Judicial Magistrate, Tarn Taran, vide his report dated 14.09.2017, has apprised that complainant/respondent No. 2 Gurmeet Singh suffered his statement to the effect that he has compromised the matter in dispute with the present petitioners/accused persons.

[3]. Respondents No. 2 is represented by his counsel.

[4]. In view of the report of the Ld. Chief Judicial Magistrate, Tarn Taran, 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. 62, dated 11.11.2016, under Sections 323, 324, 326, 148 and 149 of the Indian Penal Code, registered at Police Station Chohla Sahib, Tarn Taran, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

10.10.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

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