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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No. 4753 of 2017
Date of Decision: 10.10.2017**

Gurmeet Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Arshdeep Singh Brar, Advocate,
for the petitioners.

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

Mr. Vishal R. Lamba, Advocate,
for respondents No. 2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 181, dated 01.06.2006, under Sections 326, 325, 324 and 323 read with Section 34 of the Indian Penal Code, registered at Police Station Bagha Purana, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Sub Divisional Judicial Magistrate, Baghapurana, on the basis of compromise.

[2]. After facing trial of the F.I.R., petitioner was convicted by the

Ld. Sub Divisional Judicial Magistrate, Baghapurana, vide judgment dated 20.10.2015. The petitioner challenged his conviction in appeal, which is pending before the Sessions Court of Moga.

[3]. During pendency of appeal, the complainant has arrived at a settlement with the accused vide Mutual Compromise (Annexure P-4), 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, Baghapurana, vide report dated 01.05.2017, 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, and have no objection, if the judgment of conviction is also quashed.

[5]. In view of the report of the Sub Divisional Judicial Magistrate, Baghapurana, 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. F.I.R. No. 181, dated 01.06.2006, under Sections 326, 325, 324 and 323 read with Section 34 of the Indian Penal Code, registered at Police Station Bagha Purana, (Annexure P-1), and all consequential proceedings arising

therefrom, including judgment of conviction, dated 20.10.2015, passed by the Ld. Sub Divisional Judicial Magistrate, Baghapurana, 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