

259-A

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 5018 of 2017
Date of Decision: 06.11.2017

Santokh Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. G.S. Jagpal, Advocate,
for the petitioners.

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

Mr. Pranav Handa, Advocate,
for respondents No. 2 to 4.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 122, dated 23.10.2016, under Sections 341, 324, 323, 427, 506, 148, 149, 308 and 326 of the Indian Penal Code (Sections 326 and 308 of the Indian Penal Code added later on), registered at Police Station Kartarpur, District Jalandhar Rural, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused vide Compromise Deed (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 Judicial Magistrate Ist Class, Jalandhar, vide report dated 07.04.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 to 4 are represented by their Counsel and they do not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Jalandhar, 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. 122, dated 23.10.2016, under Sections 341, 324, 323, 427, 506, 148, 149, 308 and 326 of the Indian Penal Code (Sections 326 and 308 of the Indian Penal Code added later on), registered at Police Station Kartarpur, District Jalandhar Rural, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

06.11.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

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