

**250-A IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No. 7651 of 2017
Date of Decision: 28.08.2017**

Jagjiwan Lal and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Rajbir Singh, Advocate,
for the petitioners.

Mr. S.S. Cheema, A.A.G., Punjab.

Mr. Anil Shukla, Advocate,
for respondent No. 2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No. 33, dated 20.03.2012, under Sections 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Kurali, District S.A.S. Nagar, (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Additional Chief Judicial Magistrate, Rupnagar, on the basis of compromise.

[2]. During pendency of petition, the complainant has arrived at a settlement with the accused vide Compromise Deed (Annexure P-3), 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 Additional Chief Judicial Magistrate, Rupnagar, vide report dated 21.04.2017, 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 his counsel. Respondent No. 3 is not present nor he is represented by any counsel. However, he has made a statement on 08.03.2017, before the Additional Chief Judicial Magistrate, Rupnagar, whereby he has admitted the factum of compromise with the accused and deposed that the compromise has been arrived at with the complainant with free will and without any pressure or influence from any corner.

[4]. In view of the report of the Additional Chief Judicial Magistrate, Rupnagar, 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. 33, dated 20.03.2012, under Sections 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Kurali, District

S.A.S. Nagar, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

28.08.2017

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

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