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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.10629 of 2016
Date of Decision: 30.04.2018

GURDAS SINGH @ MANGU

..... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ashwani Kumar Bansal, Advocate,
for the petitioner.

Ms. Rajni Gupta, Sr. Deputy Advocate General, Punjab,
for respondent No.1.

Mr. Ravinder Sharma, Advocate,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is accused in F.I.R. No.58, dated 20.04.2015, under Sections 279, 337, 338, and 427 of the Indian Penal Code, registered at Police Station Maur, District Bhatinda, (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 (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, Talwandi Sabo, vide report dated 16.08.2016, 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, who does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Talwandi Sabo, 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 petitioner/accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No.58, dated 20.04.2015, under Sections 279, 337, 338, and 427 of the Indian Penal Code, registered at Police Station Maur, District Bhatinda, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

30.04.2018
tarun sahani

(SUDIP AHLUWALIA)
JUDGE

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