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

CRM-M No.11488 of 2018

Date of Decision: 24.4.2018

Manwinder Singh and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Manpreet Ghuman, Advocate for the petitioners.

Ms. Rajni Gupta, Sr.DAG Punjab.

Mr.S.L.Bhalla, Advocate for complainant-respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.105, dated 28.10.2017 under Sections 379-B of the Indian Penal Code, registered at Police Station Banur, Mohali, have prayed for quashing of F.I.R. (Annexure P-1) 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 her. 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 Sessions Judge, Mohali vide report dated 3.4.2018, 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 her counsel. However, she has made a statement on 2.04.2018 before the Additional Sessions Judge, Mohali whereby she has admitted the factum of compromise with the accused and deposed that the compromise has been effected between them voluntarily and without any undue influence, coercion or pressure.

[4]. In view of the report of the Additional Sessions Judge, Mohali 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 herself compromised the dispute with the petitioners/ accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No.105, dated 28.10.2017 under Section 379-B of the Indian Penal Code, registered at Police Station Banur, Mohali (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

24.4.2018
Meenu

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/ reasoned : Yes/ No
Whether reportable : Yes/ No