256

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-16286 of 2017 (O&M)
Date of Decision: 19.02.2018

****

Hari Singh and others

..... Petitioners

Versus

State of Punjab and anr.

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Mr.Luvinder Sofat, AAG , Punjab,
for respondent No.1.

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SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.17, dated 03.03.2008, under Sections 365/325/323/341/506/148 and 149 of the Indian Penal Code, registered at Police Station Mulepur, (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 dated 16.08.2017 (Annexure P-2), which is duly signed by them. 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 District and Sessions Judge,

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Fatehgarh Sahib, vide report dated 15.09.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents have made a statement on 16.08.2017, before the Judicial Magistrate Ist Class, Fatehgarh Sahib, whereby they have 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 Judicial Magistrate Ist class, Fatehgarh Sahib 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 complainants have themselves compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No.17, dated 03.03.2008, under Sections 365/325/323/341/506/148 and 149 IPC, registered at Police Station Mulepur, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

19.02.2018 **(SUDIP AHLUWALIA)**
Divyanshi/Seema **JUDGE**

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

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