

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(255A)

CRM M-19910-2017

Decided on: February 20, 2018.

BIJENDER SINGH @ BAJINDER SINGH

.... Petitioner

Versus

STATE OF HARYANA & ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Amit Kumar Aggarwal, Advocate
for Mr. Joginder Pal Ratra, Advocate
for the petitioner.

Mr. Sandeep Vashisht, DAG, Haryana.

Mr. Amit Kumar Saini, Advocate for respondent No.2.

In this petition, the petitioner, who is an accused in F.I.R. No. 207, dated 24.11.2006, under Section 452, 324, 506, 34 of the Indian Penal Code, registered at Police Station Chappar, District Yamuna Nagar, (Annexure P-1) has prayed for quashing of F.I.R. with all subsequent proceedings on the basis of compromise.

(2) With the intervention of respectable and elderly people of the society, the complainant/respondent No.2 has arrived at a settlement with the accused vide compromise deed and Affidavit, being Annexures P-2 & P-3, respectively, which are 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 Judicial Magistrate Ist Class, Yamuma Nagar at Jagadhri, vide report

dated 17.02.2018, has apprised this Court that the compromise arrived between the parties is genuine and without any pressure.

(3) Respondents No. 2 is represented by their counsel and he does not oppose the compromise. However it is contended by learned counsel appearing on behalf of petitioner that co-accused have been acquitted by the learned Court below.

(4) In view of the report of the Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, 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. 207, dated 24.11.2006, under Section 452, 324, 506, 34 Indian Penal Code, registered at Police Station Chappar, District Yamuna Nagar, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioner.

(SUDIP AHLUWALIA)
JUDGE

February 20, 2018.
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Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No