

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

CRM-M No.26882 of 2017

Date of Decision : 10.01.2018

Sandeep Saini @ Sandeep Soni and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Sumit Saddi, Advocate
for the petitioners.

Mr. Luvinder Sofat, Asstt. Advocate General, Punjab
for the respondent-State.

Mr. Sudhir Sharma, Advocate
for the complainant/respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.99, dated 26th October, 2012, under Sections 382, 323, 341, 148 and 149 of the Indian Penal Code, registered at Police Station Phase 8, District SAS Nagar (Mohali) (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant/respondent No.2 has arrived at a settlement with the accused persons vide Compromise Deed (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 1st Class, SAS Nagar Mohali, vide report dated 9th September, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 is represented by his counsel and does not dispute the factum of compromise.

4. In view of the report of the Judicial Magistrate 1st Class, SAS Nagar (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 himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.99, dated 26th October, 2012, under Sections 382, 323, 341, 148 and 149 of the Indian Penal Code, registered at Police Station Phase 8, District SAS Nagar (Mohali) (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

January 09, 2018

(SUDIP AHLUWALIA)
JUDGE

Dpr

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

