

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

**CRM-M No.28654 of 2017
Date of Decision : 01.02.2018**

Amit Kumar Patel

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Jitesh Wadhawan, Advocate for
Mr. Sandeep Wadhawan, Advocate
for the petitioner.

Mr. Luvinder Sofat, Asstt. Advocate General, Punjab
for respondent No.1-State.

Mr. Rajesh Dhankar, Advocate
for respondents No.2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused person in F.I.R No.190, dated 27.12.2016, under Sections 279, 337, 338, 427 of the Indian Penal Code, registered at Police Station Kamboj, District Amritsar Rural (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 and injured person have arrived at a settlement with the accused vide Compromise Deed (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 Ld. Judicial Magistrate 1st Class, Amritsar, vide report dated 01.12.2017 has

apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 and 3 are represented by their counsel and do not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate 1st Class, Amritsar, 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 and other injured person have themselves compromised the dispute with the petitioner/accused person.

5. In the circumstances, the present petition is allowed. F.I.R No.190, dated 27.12.2016, under Sections 279, 337, 338, 427 of the Indian Penal Code, registered at Police Station Kamboj, District Amritsar Rural (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

February 01, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

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