

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

CRM-M No.31122 of 2016

Date of Decision : 08.01.2018

Rameshwar and others

.....Petitioners

Versus

Sunita

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Ms. Amanpreet K. Sabharwal, Advocate
for the petitioners.

Mr. Karan Pathak, Advocate with
Ms. Supriya Arora, Advocate
for the respondent.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in Complaint Case No.168(1) RB dated 27th September, 2007 titled as '*Sunita Vs. Rameshwar and others*', pending in the Court of Ld. Judicial Magistrate 1st Class, Ambala (Annexure P-1), have prayed for quashing of the complaint with all subsequent proceedings arising therefrom on the basis of compromise.

2. During pendency of trial of complaint, the complainant has arrived at a settlement with the accused persons vide Compromise Deed (Annexure P-3), 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 Ld. Judicial Magistrate 1st Class, Ambala vide report dated 21st September, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent is represented by her counsel and does not dispute the factum of compromise.

4. In view of the report of the Judicial Magistrate 1st Class, Ambala, 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. Complaint Case No.168(1) RB dated 27th September, 2007 titled as ***Sunita Vs. Rameshwar and others***, pending in the Court of Ld. Judicial Magistrate 1st Class, Ambala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

January 08, 2018

Dpr

(SUDIP AHLUWALIA)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No