

319

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.31131 of 2017
Date of Decision: 15.01.2018

Jasbir Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Amit Arora, Advocate,
for the petitioners.

Mr. K.S. Aulakh, D.A.G., Punjab,
for respondent No.1.

Mr. P.S. Kanwar, Advocate,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.50, dated 05.08.2016, under Sections 323/324/341/34 of the Indian Penal Code (offence under Section 326 of the Indian Penal Code added later on), registered at Police Station Sarhali, District Tarn Taran, (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 Agreement (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 Additional Civil Judge (Senior Division)-cum-Judicial Magistrate Ist Class, Tarn Taran, vide report dated 06.01.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is represented by his Counsel and he does not oppose the compromise.

[4]. In view of the report of the Additional Civil Judge (Senior Division)-cum-Judicial Magistrate Ist Class, Tarn Taran, 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.50, dated 05.08.2016, under Sections 323/324/341/34 of the Indian Penal Code (offence under Section 326 of the Indian Penal Code added later on), registered at Police Station Sarhali, District Tarn Taran, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

15.01.2018

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No
2. Whether reportable : Yes/ No