

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

CRM-M No.31468 of 2017

Date of Decision: 18.01.2018

Ashish Gupta and others

. . . Petitioners

Versus

State of Punjab and another

. . . Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Rishma Verma, Advocate
for the petitioners.

Mr. Luvinder Sofat, Assistant Advocate General, Punjab.

Sudip Ahluwalia, J. (Oral)

In this petition, the petitioners, who are the accused in F.I.R No.97, dated 21.07.2017, under Sections 342, 452, 323, 506, 148, 149 of the Indian Penal Code, registered at Police Station Sadar, Phagwara, District Kapurthala (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. During investigation, the complainant/respondent No.2 has arrived at a settlement with the accused vide Compromise Deed (Annexure P-2), which is duly signed by respondent No.2. 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

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between the parties. Learned Judicial Magistrate Ist Class, Phagwara, vide report dated 29th September, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. In view of the report of the Judicial Magistrate Ist Class, Phagwara, and in view of the decision of the Hon'ble Supreme Court in **“Gian Singh VERSUS. State of Punjab and another”, 2012(4) RCR (Criminal) 543** and **“Narinder Singh and Others VERSUS. 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.

4. In the circumstances, the present petition is allowed. F.I.R No.97, dated 21.07.2017, under Sections 342, 452, 323, 506, 148, 149 of the Indian Penal Code, registered at Police Station Sadar, Phagwara, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed qua the present petitioners.

[SUDIP AHLUWALIA]
JUDGE

January 18, 2018
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Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No