

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

**CRM-M No.32402 of 2016
Date of Decision : 07.05.2018**

Bal Krishan

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. T.P.S. Tung, Advocate
for the petitioner.

Mr. K.S. Sidhu, Deputy Advocate General, Punjab
for respondents No.1 to 3-State.

Mr. G.S. Jaspal, Advocate
for respondent No.4.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.143, dated 8th November, 2013, under Section 420 of the Indian Penal Code, registered at Police Station Ghoman (now Police Station Sekhwan), Police District Batala (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom including challan, on the basis of compromise.

2. Now during trial the complainant/respondent No.4 has arrived at a settlement with the accused 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 Ld.

Judicial Magistrate 1st Class, Batala, vide report dated 27th September, 2016 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.4 is represented by his counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate 1st Class, Batala, 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 petitioner/accused.

5. In the circumstances, the present petition is allowed. F.I.R No.143, dated 8th November, 2013, under Section 420 of the Indian Penal Code, registered at Police Station Ghoman (now Police Station Sekhwan), Police District Batala (Annexure P-1), and all consequential proceedings arising therefrom including challan, are hereby quashed *qua* the present petitioner.

May 07, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

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