

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

CRM-M No.33967 of 2017

Date of Decision : 11.01.2018

Varinder Singh @ Meeka

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Mandeep Kaushik, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. Deputy Advocate General, Punjab
for respondent No.1-State.

Mr. Yashpal Marken, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.174, dated 1st September, 2017, under Section 379-B of the Indian Penal Code, registered at Police Station City South Moga, District Moga (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/respondent No.2 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 Chief Judicial Magistrate, Moga, vide report dated 13.10.2017 has apprised this

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

3. Respondents No. 2 is represented by his counsel and does not dispute the factum of compromise.

4. In view of the report of the Judicial Magistrate First Class, --, 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.174, dated 1st September, 2017, under Section 379-B of the Indian Penal Code, registered at Police Station City South Moga, District Moga (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

January 11, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No