

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

CRM-M No.34228 of 2017

Date of Decision: February 02, 2018

Gurdev Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Sushma Sharma, Advocate for
Mr. Ramesh Sharma, Advocate
for the petitioners.

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

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.211, dated 15.08.2017, under Sections 452, 427, 380, 148 and 149 of the Indian Penal Code, registered at Police Station City Kapurthala, District Kapurthala (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise (Annexure P-2).

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 Ld. Chief Judicial Magistrate, Kapurthala, vide report dated 30.10.2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. None has put in appearance on behalf of respondent No. 2, which shows that he does not dispute the factum of compromise.

4. In view of the report of the Ld. Chief Judicial Magistrate, Kapurthala, 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 himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.211, dated 15.08.2017, under Sections 452, 427, 380, 148 and 149 of the Indian Penal Code, registered at Police Station City Kapurthala, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

February 02, 2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No