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

**CRM-M No.3717 of 2018
Date of Decision: 01.05.2018**

Lakhwinder Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Shalinder Nagpal, Advocate,
for the petitioners.

Ms. Rajni Gupta, Senior D.A.,G., Punjab,
for respondent No.1.

None for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in Rapat No.25, dated 29.08.2017, under Sections 323/324/34 of the Indian Penal Code, registered at Police Station Mehta, District Amritsar Rural (Annexure P-1) in F.I.R. No.55, dated 18.08.2017, under Sections 323/324/506/34 of the Indian Penal Code (Sections 452/326 of the Indian Penal Code added later on), registered at Police Station Mehta, District Amritsar Rural, have prayed for quashing of abovesaid Rapat with all

subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, respondent No.2 has arrived at a settlement with the accused vide Affidavit (Annexure P-2) which is duly signed by her. 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 Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar, vide report dated 28.03.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Neither respondent No. 2 nor her counsel is present. However, she has made statement on 14.03.2018, before the Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar, whereby she has admitted the factum of compromise with the accused persons, voluntarily and without any undue influence or coercion.

[4]. In terms of the report of the Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar, 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 herself compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. Rapat No.25, dated 29.08.2017, under Sections 323/324/34 of the Indian Penal

Code, registered at Police Station Mehta, District Amritsar Rural(Annexure P-1) in F.I.R. No.55, dated 18.08.2017, under Sections 323/324/506/34 of the Indian Penal Code (Sections 452/326 of the Indian Penal Code added later on), registered at Police Station Mehta, District Amritsar Rural, and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

01.05.2018
Apurva

(SUDIP AHLUWALIA)
JUDGE

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