

296-A

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.3761 of 2018
Date of Decision: 01.05.2018

Kulwinder Kaur and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Naveen Bawa, Advocate,
for the petitioners.

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

Mr. Shalinder Nagpal, Advocate,
for respondent No.2/complainant.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons 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 (Annexure P-1), have prayed for quashing of F.I.R. 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]. Respondent No. 2 is represented by her counsel, who does not oppose the compromise.

[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. 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 (Annexure P-1), 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