

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.38678 of 2017

Date of Decision: 08.03.2018

Harjinder Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Thind, Advocate for the petitioners.

Ms. Rajni Gupta, Sr. DAG, Punjab.

Ms. Jaideep Kaur Sandhu, Advocate
for respondents No. 2 to 5.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.0134, dated 31.05.2017, under Sections 307, 323, 324, 148 and 149 of the Indian Penal Code, registered at Police Station Chheharta, District Amritsar, (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, the complainants have arrived at a settlement with the accused vide Compromise (Annexure P-2), which is duly signed by them. 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 Judicial Magistrate 1st Class, Amritsar, vide report dated

17.02.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 to 5 are represented by their Counsel and he does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate 1st Class, 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 complainants have themselves compromised the dispute with the petitioners/ accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No.0134, dated 31.05.2017, under Sections 307, 323, 324, 148 and 149 of the Indian Penal Code, registered at Police Station Chheharta, District Amritsar, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

08.03.2018

Divyanshi

(SUDIP AHLUWALIA)
JUDGE

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