

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

CRM-M No.38760 of 2017

Date of Decision : 01.02.2018

Makhan Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Rajan Bansal, Advocate for
Mr. Ashish Gupta, Advocate
for the petitioners.

Mr. Luvinder Sofat, Asstt. Advocate General, Punjab
for respondent No.1-State.

Mr. Vivek Goel, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.103, dated 24.05.2017, under Sections 447, 511, 506 and 34 of the Indian Penal Code, registered at Police Station City Faridkot, District Faridkot (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 Ld. Chief Judicial Magistrate, Faridkot, vide report dated 22.11.2017 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 his counsel and does not dispute the factum of compromise.

4. In view of the report of the Chief Judicial Magistrate, Faridkot, 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 petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.103, dated 24.05.2017, under Sections 447, 511, 506 and 34 of the Indian Penal Code, registered at Police Station City Faridkot, District Faridkot (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

February 01, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No