

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

**CRM-M No.40501 of 2017
Date of Decision : 08.01.2018**

Gurbaksh Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Paramjit S. Bal, Advocate
for the petitioner.

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

None for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in DDR No.21, dated 22nd August, 2011 (Annexure P-2) in cross case F.I.R No.136, dated 11th August, 2011, under Sections 452, 325, 323, 294, 506, 148, 149 of the Indian Penal Code, registered at Police Station Dakha, District Ludhiana (Rural) (Annexure P-1), has prayed for quashing of the same with all subsequent proceedings arising 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-4), 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. Principal Magistrate, Juvenile Justice Board, Ludhiana, vide report dated

30th November, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. There is no representation on behalf of the complainant/respondent No.2 which shows that he has no objection to the compromise.

4. In view of the report of the Ld. Principal Magistrate, Juvenile Justice Board, Ludhiana, 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 petitioner/accused.

5. In the circumstances, the present petition is allowed. DDR No.21, dated 22nd August, 2011 (Annexure P-2) in cross case F.I.R No.136, dated 11th August, 2011, under Sections 452, 325, 323, 294, 506, 148, 149 of the Indian Penal Code, registered at Police Station Dakha, District Ludhiana (Rural) (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

January 08, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No