

324-A

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.41441 of 2017

Date of Decision: 15.01.2018

Atma Ram and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Kamal Narula, Advocate,
for the petitioners.

Mr. K.S. Aulakh, D.A.,G., Punjab,
for respondent No.1.

Mr. Munish Gulati, Advocate,
for respondents No.2 to 5.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.304, dated 10.10.2017, under Sections 452/323/34 of the Indian Penal Code, registered at Police Station City Ferozepur, District Ferozepur, (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 complainant has arrived at a settlement with the accused vide Compromise (Annexure P-3), 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 Chief Judicial Magistrate, Ferozepur, vide report dated 20.12.2017, (in cross-case CRM-M No.41440 of 2017), 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 they do not oppose the compromise.

[4]. In view of the report of the Chief Judicial Magistrate, Ferozepur, 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.304, dated 10.10.2017, under Sections 452/323/34 of the Indian Penal Code, registered at Police Station City Ferozepur, District Ferozepur, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

15.01.2018

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No