

287

**THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No.41887 of 2017
Date of Decision: 19.01.2018**

Mohar Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Himanshu Jain, Advocate, for
Mr. Ram Bilas Gupta, Advocate,
for the petitioners.

Mr. Kanisth Ganeriwala, A.A.G., Punjab,
for respondent No.1.

Mr. Parveen Chauhan, Advocate,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in Criminal Complaint No.88T/2012, dated 11.06.2012, (Annexure P-1), and Summoning order, dated 14.12.2015, (Annexure P-2), have prayed for quashing of the complaint and summoning order 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 Judicial Magistrate Ist Class, Patiala, vide report dated 13.12.2017, 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 he does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Patiala, 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. Criminal Complaint No.88T/2012, dated 11.06.2012, (Annexure P-1), and Summoning order, dated 14.12.2015, (Annexure P-2), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

19.01.2018

Apurva

(SUDIP AHLUWALIA)
JUDGE

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