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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.42607 of 2017
Date of Decision: 18.05.2018

Abdul Sattar and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: None for the petitioners.

Mr. Luvinder Sofat, Assistant Advocate General, Punjab
for the respondent No.1.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R. No.54, dated 07.05.2017, under Sections 323, 324 and 34 of the Indian Penal Code, registered at Police Station City-II, Malerkotla, District Sangrur, (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/respondent No.2 and accused have arrived at amicable settlement 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 Additional Civil Judge (Sr. Division)-cum-Sub-Division Judicial Magistrate, Malerkotla vide report dated 16.12.2017, 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 respondent No.2 which shows that she has no objection to the quashing of FIR.

[4]. In view of the report of the Judicial Magistrate Ist Class, Dera Bassi, 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.54, dated 07.05.2017, under Sections 323, 324 and 34 of the Indian Penal Code, registered at Police Station City-II, Malerkotla, District Sangrur, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

18.05.2018
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(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No