

CRM-M No.43192 of 2017

Date of Decision : 23.05.2018

Harpreet Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA**Present:** Mr. Amit Kumar Saini, Advocate
for the petitioner.Mr. Davinder Bir Singh, DAG, Punjab
for respondent No.1-State.Mr. Joginder Pal Ratra, Advocate
for the complainant/respondent No.2.**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioner, who is the accused person in F.I.R No.04, dated 03.01.2016, under Sections 420 and 406 of the Indian Penal Code (for short "IPC"), registered at Police Station Samrala, District Khanna (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused/s 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. Sub Divisional Judicial Magistrate, Samrala, vide report dated 22.05.2018 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 who does not dispute the factum of compromise.

4. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Samrala, 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 person.

5. In the circumstances, the present petition is allowed. F.I.R No.04, dated 03.01.2016, under Sections 420 and 406 of the Indian Penal Code, registered at Police Station Samrala, District Khanna (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

(SUDIP AHLUWALIA)
JUDGE

23.05.2018
Neha

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No