

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(261)

CRM M-44066-2017

Decided on: February 20, 2018.

PAWAN KUMAR AND ANOTHER

.... Petitioners

Versus

STATE OF PUNJAB & ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Parshant Bansal, Advocate,
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Durgesh Aggarwal, Advocate for respondent No.2.

In this petition, the petitioners, who are accused in F.I.R. No. 320, dated 20.09.2017, under Section 420, 120-B, 506 Indian Penal Code, registered at Police Station Zirakpur, District S.A.S. Nagar, (Annexure P-1) have prayed for quashing with all subsequent proceedings on the basis of compromise.

(2) With the intervention of respectable and elderly people of the society, the complainant/respondent No.2 has arrived at a settlement with the accused vide compromise deed, being 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 Judicial Magistrate Ist Class, at Dera Bassi, vide report dated 05.02.2018, has apprised this Court

that the compromise arrived between the parties is genuine and without any pressure.

(3) Respondent No. 2 is represented by his counsel and he does not oppose the quashing of F.I.R. in view of compromise.

(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. 320, dated 20.09.2017, under Section 420, 120-B, 506 of the Indian Penal Code, registered at Police Station Zirakpur, District S.A.S. Nagar, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

February 20, 2018.
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No