

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.44815 of 2017

Date of Decision: February 02, 2018

Sukhraj Mann @ Dikki

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Deepak Bhardwaj, Advocate
for the petitioner.

Ms. Rajni Gupta, Senior Deputy Advocate General, Punjab
for respondent No.1-State.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioner, who is the accused person in F.I.R No.0044, dated 02.03.2017, under Sections 420/406 of the Indian Penal Code, registered at Police Station Gobindgarh Mandi, District Fatehgarh Sahib (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise (Annexure P-2).

2. Now the complainant/respondent No.2 has arrived at a settlement with the accused 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, Amloh, vide report dated 21.12.2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. None has put in appearance on behalf of respondent No. 2, which shows that he does not dispute the factum of compromise.

4. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Amloh, 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 himself compromised the dispute with the petitioner/accused person.

5. In the circumstances, the present petition is allowed. F.I.R No.0044, dated 02.03.2017, under Sections 420/406 of the Indian Penal Code, registered at Police Station Gobindgarh Mandi, District Fatehgarh Sahib (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

(SUDIP AHLUWALIA)
JUDGE

February 02, 2018

rittu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No