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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.45214 of 2017
Date of Decision: 01.05.2018

Manraj Singh @ Manna and another

..... Petitioners

Versus

Gurmail Ram and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sandeep Arora, Advocate,
for the petitioners.

Mr. Puneet Sharma, Advocate,
for respondent No.1.

Ms. Rajni Gupta, Senior D.A.G., Punjab,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in Criminal Complaint Case No.21/1/13, dated 25.10.2006, under Sections 406, 420, 506 and 120-B of the Indian Penal Code and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, pending in the Court of Ld. Judicial Magistrate Ist Class, Jalandhar, (Annexure P-1), have prayed for quashing of the criminal complaint with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, respondent No.1 has arrived at a settlement with the accused vide Compromise (Annexures P-5 and P-6) 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, Jalandhar, vide report dated 05.01.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 1 is represented by his counsel, who does not oppose the compromise.

[4]. In terms of the report of the Judicial Magistrate Ist Class, Jalandhar, 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 Case No.21/1/13, dated 25.10.2006, under Sections 406, 420, 506 and 120-B of the Indian Penal Code and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, pending in the Court of Ld. Judicial Magistrate Ist Class, Jalandhar, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

01.05.2018

Apurva

(SUDIP AHLUWALIA)
JUDGE

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