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

**CRM-M-46253-2017
Date of Decision: 15.02.2018**

Samrath Oberoi and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Rishma Verma, Advocate,
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

None for respondent Nos.2 to 4.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in FIR No.121 dated 17.07.2015 under Sections 279, 337, 338, 427, 323, 342, 148 & 149 of the IPC and Sections 324, 352, 308/38 of the IPC (added later on) registered at Police Station Bhargo Camp, District Jalandhar (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, respondent Nos.2 to 4 have arrived at a settlement with the accused persons vide Compromise Deed (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 District & Sessions Judge, Jalandhar, vide report dated 30.01.2018, has apprised this

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

[3]. Respondent Nos.2 to 4 are not present nor they are represented by their counsel. However, they have made a statement before the Additional District & Sessions Judge, Jalandhar, whereby they have admitted the factum of compromise with the accused persons and deposed that the compromise has been effected between them voluntarily and without any undue influence, coercion or pressure.

[4]. In view of the report of the Additional District & Sessions Judge, Jalandhar, and in view of the decisions 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 respondent Nos.2 to 4 have themselves compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No.121 dated 17.07.2015 under Sections 279, 337, 338, 427, 323, 342, 148 & 149 of the IPC and Sections 324, 352, 308/38 of the IPC (added later on) registered at Police Station Bhargo Camp, District Jalandhar (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed qua the present petitioners.

15.02.2018

Bhumika

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes

2. Whether reportable: No