

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

**CRM-M No.47099 of 2017
Date of Decision : 15.01.2018**

Ravi Dutt

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Harneet S. Oberoi, Advocate
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.46, dated 27th February, 2016, under Sections 451, 506 and 427 of the Indian Penal Code and Section 3 of the Punjab Protection of Medical Service Person and Medicare Service Institution Act 2008, registered at Police Station City Phagwara, District Kapurthala (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Mr. Amit Prashar, Advocate has put in appearance on behalf of respondent No.2 and filed his Power of Attorney today in Court; Be kept on record.

3. 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, Phagwara, vide report dated 8th January, 2018 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Respondents No. 2 is represented by his counsel and does not dispute the factum of compromise.

5. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Phagwara, 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.

6. In the circumstances, the present petition is allowed. F.I.R No.46, dated 27th February, 2016, under Sections 451, 506 and 427 of the Indian Penal Code and Section 3 of the Punjab Protection of Medical Service Person and Medicare Service Institution Act 2008, registered at Police Station City Phagwara, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

January 15, 2018

Dpr

(SUDIP AHLUWALIA)
JUDGE

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