

297-A

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.5585 of 2018
Date of Decision: 16.05.2018

Lakhwider Singh @ Bittu and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sanjeev Kumar, Advocate, for
Ms. Deepika Nagpal, Advocate,
for the petitioners.

Mr. Davinderbir Singh, D.A.G., Punjab,
for respondent No.1.

Mr. Digvijay Nagpal, Advocate,
for respondents No.2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in D.D.R. No.025, dated 27.08.2016 (Annexure P-1) (in F.I.R. No.127, dated 21.08.2016) under Sections 458, 323, 294, 506, 148 and 149 of the Indian Penal Code, registered at Police Station Morinda, District Ropar (Annexure P-1), have prayed for quashing of D.D.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, 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 Additional Chief Judicial Magistrate, Rupnagar, vide report dated 09.04.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 and 3 are represented by their Counsel, who does not oppose the compromise.

[4]. In terms of the report of the Additional Chief Judicial Magistrate, Rupnagar, 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. D.D.R. No.025, dated 27.08.2016 (Annexure P-1) (in F.I.R. No.127, dated 21.08.2016) under Sections 458, 323, 294, 506, 148 and 149 of the Indian Penal Code, registered at Police Station Morinda, District Ropar (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

16.05.2018

Apurva

(SUDIP AHLUWALIA)
JUDGE

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