

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

**CRM-M No.5594 of 2018
Date of Decision: 17.05.2018**

Jagsir Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Gurinder Singh, Advocate,
 for Mr. Sandeep Verma, Advocate
 for the petitioners.

Mr. Davinder Bir Singh, Deputy Advocate General, Punjab,
for respondent No.1.

Mr. Dushwant Bhardwaj, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

 In this petition, the petitioners, who are accused in F.I.R. No.80, dated 23.07.2017, under Sections 307, 323, 148, 149 IPC (subsequently Section 307 IPC has been deleted) and 324 of the Indian Penal Code (added on the basis of investigation), registered at Police Station Chhajali, District Sangrur, (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, the complainant/respondent No.2 and accused have arrived at amicable settlement vide Compromise (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 Judicial Magistrate Ist Class, Sunam, vide report dated 30.03.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No.2 is represented by his counsel who does not have any objection to the quashing of FIR.

[4]. In view of the report of the Judicial Magistrate Ist Class, Dera Bassi, 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 petitioner/accused persons.

[5]. In the circumstances, the present petition is allowed. F.I.R. No.80, dated 23.07.2017, under Sections 307, 323, 148, 149 IPC (subsequently Section 307 IPC has been deleted) and 324 of the Indian Penal Code (added on the basis of investigation), registered at Police Station Chhajali, District Sangrur, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

17.05.2018
tarun

(SUDIP AHLUWALIA)
JUDGE

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