

CRM-M No.7469 of 2018
Date of Decision : 11.05.2018

Shinder Kaur and othersPetitioners

Versus

State of Punjab and another Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Dhaliwal, Advocate
for the petitioners.

Mr. Davinder Bir Singh, DAG, Punjab.

Mr. H.S. Batth, Advocate
for complainant/respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in DDR No.28, dated 17.06.2015, under Sections 324, 326, 34 of the Indian Penal Code (for short 'IPC'), registered at Police Station Verowal, District Tarn Taran, (Annexure P-2), in case F.I.R. No.62, dated 17.06.2015, under Sections 452, 323, 336, 506, 148, 149 of IPC, registered at Police Station Verowal, District Tarn Taran, (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, the complainant has arrived at a settlement with the accused vide Compromise (Annexure P-3), 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. District and Sessions Judge, Tarn Taran, vide report dated 26.02.2018 which has been received in cross-version case bearing CRM-M

No.46713 of 2017 titled as “Kulbir Singh and others versus State of Punjab and others”, 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 and does not oppose the factum of compromise.

[4]. In view of the report of the Ld. District and Sessions Judge, Tarn Taran, 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. DDR No.28, dated 17.06.2015, under Sections 324, 326, 34 of IPC, registered at Police Station Verowal, District Tarn Taran, (Annexure P-2), in case F.I.R. No.62, dated 17.06.2015, under Sections 452, 323, 336, 506, 148, 149 of IPC, registered at Police Station Verowal, District Tarn Taran, (Annexure P-1), and all consequential proceedings arising therefrom are hereby quashed on the basis of compromise qua the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

11.05.2018
Neha

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