

CRM-M No.9565 of 2018

Date of Decision : 31.05.2018

Yudhvir Singh @ Jodhi and others

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA**Present:** Mr. Munish Puri, Advocate
for the petitioners.Mr. Davinder Bir Singh, DAG, Punjab
for respondent No.1-State.Mr. Sanjeev Kumar, Advocate
for the complainant/respondent No.2.**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioners, who are the accused persons in F.I.R No.5, dated 09.01.2016, under Sections 323/324/148/149 of the Indian Penal Code (for short "IPC"), registered at Police Station Sujanpur, District Pathankot (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused/petitioners 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. Chief Judicial Magistrate, Pathankot, vide report dated 25.04.2018 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 dispute the factum of compromise.

4. In view of the report of the Ld. Chief Judicial Magistrate, Pathankot, 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. F.I.R No.5, dated 09.01.2016, under Sections 323/324/148/149 of IPC, registered at Police Station Sujanpur, District Pathankot (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

31.05.2018
Neha

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