

CRM-M No.9585 of 2018

Date of Decision : 30.05.2018

Davinder Singh @ Lucky and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA**Present:** None for the petitioners.Mr. Davinder Bir Singh, DAG, Punjab
for respondent No.1-State.

None 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.29, dated 16.02.2018, under Sections 148/149/458/324/341/506 of the Indian Penal Code (for short "IPC"), registered at Police Station Barnala, District Barnala (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. Additional Chief Judicial Magistrate, Barnala, 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. None has appeared on behalf of the complainant/respondent No.2

which itself shows that he has no objection to the quashing of FIR.

4. In view of the report of the Ld. Additional Chief Judicial Magistrate, Barnala, 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.29, dated 16.02.2018, under Sections 148/149/458/324/341/506 of IPC, registered at Police Station Barnala, District Barnala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

30.05.2018
Neha

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