

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

284+2

**CRM-M-854-2020
Date of Decision 12.03.2020**

GURTEK SINGH

..... Petitioner

V/S

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ramanpreet Raju, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Raj Kumar Arya, Advocate for the complainant.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioner, who is the accused person in cross case registered under Sections 323, 324 and 427 IPC in F.I.R No.0023, dated 20.04.2017, under Sections 323, 324 and 325 of the Indian Penal Code, registered at Police Station Purana Shalla, District Gurdaspur, has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused/petitioner vide Compromise Deed (Annexure P-2), which is duly signed by the parties. 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, Gurdaspur, vide report dated 26.02.2020 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, Gurdaspur, 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 person.

5. In the circumstances, the present petition is allowed. Cross case registered under Sections 323, 324 and 427 IPC in F.I.R No.0023, dated 20.04.2017, under Sections 323, 324 and 325 of the Indian Penal Code, registered at Police Station Purana Shalla, District Gurdaspur(Annexure P-1), with all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

(SUDIP AHLUWALIA)
JUDGE

12.03.2020
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No