

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

267

**CRM-M-8680-2019
Date of Decision 26.02.2020**

SATPAL SINGH

..... Petitioner

V/S

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Gurvir K. Gill Advocate for the petitioner.

Mr. A. S. Sandhu, Addl. A.G, Punjab.

Mr. A. S. Sidhu, Advocate for
Mr. Kanwaljit Singh, Advocate
for respondent No.2.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioner, who is an accused person in Criminal Complaint No.130-1, dated 14.12.2015 (Annexure P-1), under Sections 420, 465, 467, 468, 471 and 120-B IPC of the Indian Penal Code pending in the Court of Chief Judicial Magistrate, Fazilka, has prayed for quashing of complaint alongwith all the subsequent proceedings including summoning order dated 12.01.2017 on the basis of compromise dated 23.01.2019 (Annexure P-3).

2. Now the complainant has arrived at a settlement with the accused/petitioner vide Compromise Deed (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.

Chief Judicial Magistrate, Fazika, vide report dated 16.03.2019 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, Fazika, 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. Criminal Complaint No.130-1, dated 14.12.2015, under Sections 420, 465, 467, 468, 471 and 120-B IPC of the Indian Penal Code, pending in the Court of Chief Judicial Magistrate, Fazilka (Annexure P-1) as well as summoning order dated 12.01.2017 (Annexure P-2), and all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioner.

(SUDIP AHLUWALIA)
JUDGE

26.02.2020
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No