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

CRM-28993-2020 in/and

CRM-M-20777-2019

Date of Decision: 02.12.2020

Kulwinder Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Naresh Jain, Advocate,
for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab,
for respondent No.1-State.

Mr. P.S. Bhinder, Advocate,
for respondent No.2-Complainant.

SUDIP AHLUWALIA J. (ORAL)

CRM-28993-2020

For the reasons mentioned in the application, the prayer for preponement is allowed and the date of hearing in the main appeal is preponed to today itself (from 28.01.2021).

Application stands disposed off.

CRM-M-20777-2019

In this petition, the petitioner, who is the accused in F.I.R No.181, dated 27.12.2016, under Sections 353, 186 & 332 of the Indian Penal Code, registered at Police Station City Malout, District Sri Muktsar Sahib (Annexure P-1), has prayed for quashing of F.I.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 Deed & Affidavit (Annexures P-2 & P-3), which are 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 Sub Divisional Judicial Magistrate, Malout, vide report dated 30.05.2019, 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 through Video Conferencing, who does not oppose the compromise.

[4]. In view of the report of the Sub Divisional Judicial Magistrate, Malout, and in view of the decisions 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.

[5]. In the circumstances, the present petition is allowed. F.I.R No.181, dated 27.12.2016, under Sections 353, 186 & 332 of the Indian Penal Code, registered at Police Station City Malout, District Sri Muktsar Sahib (Annexure P-1), with all consequential proceedings arising therefrom, is hereby quashed qua the present petitioner.

02.12.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

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| 1. Whether speaking/reasoned: | Yes |
| 2. Whether reportable: | No |