

H. R. SOOD AND ANOTHER

..... Petitioners

V/S

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIAPresent: Mr. Sharwan Sehgal , Advocate for the petitioners.

Mr. Avtar Singh Sandhu, Addl. AG, Punjab.

Mr. Jatinderpal Singh, Advocate for respondents No.3 and 4.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners are praying for quashing of Kalandra dated 08.03.2017, under Section 66 of Police Act, 2007 and DDR No. 09 dated 24.03.2017, registered at Police Station NRI, Ludhiana as well as Criminal case No. CHA/226/2017 pending in the Court of Chief Judicial Magistrate, Ludhiana, on the basis of the compromise, entered into between the parties.

2. Now the complainant/respondent No.3 and his wife/respondent No.4, who were made victims of false prosecution at the hands of the petitioners, have arrived at a settlement with the accused/petitioners vide Compromise Deed (Annexure P-3), which is duly signed by all of them. 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, Ludhiana, vide report dated 02.03.2020 has apprised this Court that the compromise arrived at between the parties

3. Respondents No. 3 and 4 are represented by their counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Chief Judicial Magistrate, Ludhiana, 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 complainants have themselves compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. Kalandra dated 08.03.2017, under Section 66 of Police Act, 2007 and DDR No. 09 dated 24.03.2017, registered at Police Station NRI, Ludhiana as well as Criminal case No. CHA/226/2017 pending in the Court of Chief Judicial Magistrate, Ludhiana, with all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioners.

(SUDIP AHLUWALIA)
JUDGE

05.03.2020

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