

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

**CRM-M-35797-2020
Date of Decision: 04.12.2020**

HARPREET SINGH AND ANOTHER

..... Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. N. S. Dandiwal, Advocate for the petitioners.

Mr. B. Beniwal, AAG, Punjab.

Mr. Impinder Singh, Advocate for the complainant.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.80, dated 21.08.2015, under Sections 354, 341, 323, 294 and 506 read with Section 34 of the Indian Penal Code, registered at Police Station Mehna, District Moga (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Reply by way of an affidavit of Deputy Superintendent of Police, Dharamkot, District Moga filed on behalf of the State; Be kept on record.

3. Now the complainant has arrived at a settlement with the accused/petitioners vide Compromise Deed (Annexure P-4), which is duly signed by 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. Judicial Magistrate 1st

Class, Moga, vide report dated 23.11.2020 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Respondents No. 2 is represented by his counsel who does not dispute the factum of compromise.

5. In view of the report of the Ld. Judicial Magistrate 1st Class, Moga, 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 themselves compromised the dispute with the petitioners/accused persons.

6. In the circumstances, the present petition is allowed. F.I.R No.80, dated 21.08.2015, under Sections 354, 341, 323, 294 and 506 read with Section 34 of the Indian Penal Code, registered at Police Station Mehna, District Moga (Annexure P-1), with all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioners.

04.12.2020

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**(SUDIP AHLUWALIA)
JUDGE**

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