

237 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-38097-2019 (O&M)

Date of Decision: 15.12.2020

RANJIT SINGH

..... Petitioner

Versus

STATE OF HARYANA AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Saurabh Sharma, Advocate for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

Mr. Kushagra Beniwal, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused person in complaint No.625 of 2011 dated 16.08.2011 under Sections 307, 323, 324, 326, 34 IPC & Section 27 Arms Act, 1959 (Annexure P-3) has prayed for quashing of complaint with all subsequent proceedings arising therefrom, including summoning order dated 23.07.2018 (Annexure P-4) on the basis of compromise.

2. Ld. State Counsel submits that initially cancellation report was submitted in the original FIR lodged at the instance of the complainant i.e., respondent No.2, after which the present complaint was filed in the Court concerned.

3. Now the complainant has arrived at a settlement with the accused/petitioner vide Compromise Deed (Annexure P-5), 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. Additional Sessions Judge, Kurukshetra, vide report dated 23.10.2019 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the report of the Ld. Additional Sessions Judge, Kurukshetra, 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.

6. In the circumstances, the present petition is allowed. Complaint No.625 of 2011 dated 16.08.2011 under Sections 307, 323, 324, 326, 34 IPC & Section 27 Arms Act, 1959 (Annexure P-3) and the summoning order dated 23.07.2018 (Annexure P-4), are hereby ordered to be quashed *qua* the petitioner.

15.12.2020

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(SUDIP AHLUWALIA)
JUDGE

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