

CRM-M No.4457 of 2021

Date of Decision : 31.03.2021

Gulzar Singh

.....Petitioner

Versus

State of Punjab & others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Sumeet Puri, Advocate
for the petitioner.

Ms. Monika Jalota, D.A.G., Punjab.

None for respondent Nos.2 to 4.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.219 dated 30.11.2020, under Sections 279, 337, 427, 293 of IPC, registered at Police Station Dirba, District Sangrur (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide Compromise Deed (Annexure P-2), 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, Sunam (Sangrur), vide report dated 24.03.2021 has apprised this Court that the compromise arrived at between

the parties is genuine and without any pressure.

3. Respondent Nos.2 to 4 who are complainant and injured are not present nor are represented by their Counsel. However, they have made statement on 23.03.2021, before the Ld. Judicial Magistrate, 1st Class, Sunam (Sangrur), whereby they have admitted the factum of compromise with the accused and deposed that the compromise has been effected between them voluntarily and without any undue influence, coercion or pressure.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Sunam (Sangrur), 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 Respondent Nos.2 to 4 have themselves compromised the dispute with the accused.

5. In the circumstances, the present petition is allowed. F.I.R No.219 dated 30.11.2020, under Sections 279, 337, 427, 293 of IPC, registered at Police Station Dirba, District Sangrur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

31.03.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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