

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

CRM-M-17510-2021

Date of Decision : 13.08.2021

Manohar Lal and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Yogesh Goel, Advocate
for the Petitioners.

Mr. B.S. Sewak, Addl. Advoate General, Punjab
for Respondent No.1/State.

Mr. Vipul Goel, Advocate
for Respondent No.2.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the Petitioners, who are the accused persons in cross-case registered vide G.D. No.21 dated 10.05.2019, under Sections 323/324 of the Indian Penal Code, 1860 (Annexure P-2) in F.I.R No.0016, dated 09.05.2019, under Sections 323/324/341/148/149/506 of the Indian Penal Code, 1860, registered at Police Station Pojewal, District SBS Nagar (Annexure P-1), have prayed for quashing of the cross-case with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now the Complainant/Respondent No.2 has arrived at a settlement with the accused persons vide Compromise Deed (Annexure P-3), 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. Sub Divisional Judicial Magistrate, Balachaur, vide report dated 12.05.2021 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 who does not dispute the factum of compromise.

4. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Balachaur, 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/Respondent No.2 has himself compromised the dispute with the Petitioners/accused persons.

5. In the circumstances, the present petition is allowed. Cross-case registered vide G.D. No.21 dated 10.05.2019, under Sections 323/324 of the Indian Penal Code, 1860 (Annexure P-2) in F.I.R No.0016, dated 09.05.2019, under Sections 323/324/341/148/149/506 of the Indian Penal Code, 1860, registered at Police Station Pojewal, District SBS Nagar (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the Petitioners.

August 13, 2021

Dpr

(SUDIP AHLUWALIA)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No