

232

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

CRM-M-31300-2021

Date of Decision: 14.10.2021

Harwinder Singh and others

..... Petitioners

Versus

Harjit Singh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Harpal Singh, Advocate,
for the petitioners.

Ms. Arpandeep Kaur, Advocate,
for respondent No.1.

Mr. B.S. Sewak, Additional Advocate General, Punjab,
for respondent No.2-State.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in Complaint No.102 registration No.COMI-244-2018 CNR No.PBGDA10040082018, dated 20.12.2018, under Sections 452, 379, 324, 323, 427, 506, 148 and 149 of the Indian Penal Code, registered at Police Station Sekhwan, District Gurdaspur (Annexure P-1), have prayed for quashing of complaint as well as summoning order dated 17.05.2019 with all subsequent proceedings, on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, respondent No.1 has arrived at a settlement with the accused persons vide the Compromise Deed (Annexure P-3), which is duly signed by both the parties. 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 Sub Divisional Judicial Magistrate, Batala (Duty), vide report dated 02.09.2021, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Ld. Counsel for respondent No.1 also does not dispute the factum of compromise.

[4]. In view of the report of the Sub Divisional Judicial Magistrate, Batala (Duty), and in view of the decisions 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 respondent No.1/complainant has himself compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. Complaint No.102 registration No.COMI-244-2018 CNR No.PBGDA10040082018, dated 20.12.2018, under Sections 452, 379, 324, 323, 427, 506, 148 and 149 of the Indian Penal Code, registered at Police Station Sekhwan, District Gurdaspur (Annexure P-1) as well as summoning order dated 17.05.2019 with all consequential proceedings arising therefrom, is hereby quashed qua the present petitioners.

14.10.2021

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No