

CRM-M No.26204 of 2020

Date of Decision : 25.03.2021

Balraj Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Ajit Singh Natt, Advocate
for the petitioner.

Mr. P.S. Walia, A.A.G, Punjab.

Mr. Paviterdeep Singh Bhinder, Advocate
for the respondent Nos.2 & 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.0071, dated 25.03.2020, under Sections 3(1) (s) of Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Patran, District Patiala (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now complainant/Respondent No.2 and 3 have arrived at a settlement with the accused 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, Samana (Duty), vide report dated 10th

September, 2020 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent Nos. 2 & 3 are represented by their Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Samana (Duty), 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 No.2 & 3 have themselves compromised the dispute with the accused.

5. In the circumstances, the present petition is allowed. F.I.R No.0071, dated 25.03.2020, under Sections 3(1) (s) of Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Patran, District Patiala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present Petitioner.

25.03.2021

Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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