

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-29091-2020

Date of Decision: January 15, 2021

Gurmail Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ranbir Singh Sekhon, Advocate, for the petitioners.

Mr. B.S. Sewak, Additional Advocate General, Punjab

Mr. Impinder S. Dhaliwal, Advocate, for respondent Nos. 2 to 4.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.62, dated 05.05.2020, under Section 3 of Scheduled Caste and Scheduled tribes (Prevention of Atrocities) Act, 1989 (for short 'SC & ST Act') and Section 506/34 of the Indian Penal Code, 1860 (for short 'IPC') registered at Police Station Kulgari, District Ferozepur (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings, on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant and other victims have arrived at a settlement with the accused vide Compromise (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 Judicial Magistrate Ist Class, Ferozepur vide report dated 19.11.2020 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 through Video Conferencing, who does not dispute the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Ferozepur 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 the complainants have themselves compromised the dispute with the petitioners.

[5]. In the circumstances, the present petition is allowed. F.I.R No.62, dated 05.05.2020 (Annexure P-1) under Section 3 of SC & ST Act and Section 506/34, IPC registered at Police Station Kulgari, District Ferozepur , with all consequential proceedings arising therefrom, is hereby quashed qua the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

January 15, 2021
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1. Whether speaking/reasoned: Yes
2. Whether reportable: No