

243-A

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

CRM-M-35056-2021

Date of Decision: 25.11.2021

Makhan Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Abhay Gupta, Advocate,
for the petitioners.

Mr. B.S. Sewak, Additional Advocate General, Punjab
for respondent No.1/State.

Mr. Rohit Singla, Advocate,
for respondents No.2 to 4.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioners, who are the accused persons in FIR No.0083, dated 24.07.2020, under Sections 324, 323 and 34 of the Indian Penal Code, registered at Police Station Nandgarh, District Bathinda (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, respondents No.2 to 4 have 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 Judicial

Magistrate Ist Class, Bathinda (Duty), vide report dated 28.09.2021, has apprised this Court that the compromise arrived at between both the parties is genuine and without any pressure.

[3]. Ld. Counsel appearing for respondents No.2 to 4 also does not dispute the factum of compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Bathinda (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 respondents No.2 to 4 have themselves compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No.0083, dated 24.07.2020, under Sections 324, 323 and 34 of the Indian Penal Code, registered at Police Station Nandgarh, District Bathinda (Annexure P-1), with all consequential proceedings arising therefrom, is hereby quashed qua the present petitioners.

25.11.2021

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No