

Gurkirpal Singh & others

.....Petitioners

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIAPresent : Mr. Narender Singh Kamboj, Advocate
for the petitioners.

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

None for respondent No.2

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused persons in F.I.R No.16, dated 13.01.2020, under Sections 420, 465, 468, 120-B of IPC, registered at Police Station Civil Lines Patiala, District Patiala (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused persons vide Affidavit (Annexure P-2), which is duly signed by her. 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 has been arrived at between the parties. The Ld. Judicial Magistrate, 1st Class, Patiala, vide report dated 18.01.2021 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.2 is not present nor she is represented by her Counsel. However, Respondent No.2 has made statement on 18.01.2021 before the Ld. Judicial Magistrate, 1st Class, Patiala, whereby she has admitted the factum of compromise with the accused persons and deposed that the compromise has been effected between her voluntarily and without any undue influence, coercion or pressure.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Patiala, 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 has herself compromised the dispute with the accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.16, dated 13.01.2020, under Sections 420, 465, 468, 120-B of IPC, registered at Police Station Civil Lines Patiala, District Patiala (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

20.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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