

CRM-M-39590-2020

Date of Decision : 09.04.2021

Jobanjeet Singh

.....Petitioner

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Rajat Ghirra, Advocate
for the petitioner.

Mr. Harbir Sandhu, A.A.G., Punjab.

Mr. Raj Sumer Singh, Advocate
for respondent No.2

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is accused in F.I.R No.78, dated 26.08.2020, under Sections 326, 323, 324, 148 and 149 of IPC, registered at Police Station City Banga, District SBS Nagar (Annexure P-1), has 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/petitioner vide Compromise Deed (Annexure P-2), which is duly signed by him. 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, Shaheed Bhagat Singh Nagar, vide report dated 15.01.2021 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.2 is represented by his Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Shaheed Bhagat Singh Nagar, 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 himself compromised the dispute with the accused/petitioner.

5. In the circumstances, the present petition is allowed. F.I.R No.78, dated 26.08.2020, under Sections 326, 323, 324, 148 and 149 of IPC, registered at Police Station City Banga, District SBS Nagar (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

09.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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