

CRM-M-39660-2020

Date of Decision : 09.04.2021

Lovepreet Singh & others

.....Petitioners

Versus

State of Punjab & others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIAPresent : Mr. Mohit Sadana, Advocate
for the petitioners.Mr. Harbir Sandhu, A.A.G.
For respondent Nos. 1 to 3.

None for respondent No.4

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused persons in F.I.R No.24, dated 11.02.2020, under Sections 457, 380, 411 of IPC, registered at Police Station Longowal, District Sangrur (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 parties have arrived at a settlement 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 has been arrived at between the parties. The Ld. Judicial Magistrate, 1st Class, Sangrur, vide report dated 13.02.2021 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.4 is not present nor he is represented by his

Counsel. However, Respondent No.4 has made statement before the Ld. Judicial Magistrate, 1st Class, Sangrur, whereby he has admitted the factum of compromise with the accused persons and deposed that the compromise has been effected between them voluntarily and without any undue influence, coercion or pressure.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Sangrur, 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 Nos.2 to 4 have themselves compromised the dispute with the accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.146, dated 02.10.2016, under Sections 365, 341, 342, 323, 148, 149 of IPC and Section 27 of the Arms Act, registered at Police Station Lambi, District Sri Muktsar Sahib (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

09.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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