

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

CRM-M No.39585 of 2020

Date of Decision : 05.04.2021

Kashmir Singh & others

.....Petitioners

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Tarun Sharma, Advocate
for the petitioners.

Mr. B.S. Sewak, Addl. A.G., Punjab.

Mr. Prabhdeep Singh Dhanju, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in Cross case vide Rapat/DDR No.44 dated 17.01.2018, under Sections 452, 323, 506, 120-B, 148, 149 of IPC, (Annexure P-2), in case FIR No.0009 dated 17.01.2018 under Sections 452, 447, 324, 323, 341, 511, 148, 149 of IPC, 1860 registered at Police Station Mamdot, District Ferozepur (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-3), 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 arrived at between the parties. The Ld. Judicial Magistrate, 1st Class, Ferozepur, vide report dated 12.01.2021 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, Ferozepur, 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 persons.

5. In the circumstances, the present petition is allowed. Cross case vide Rapat/DDR No.44 dated 17.01.2018, under Sections 452, 323, 506, 120-B, 148, 149 of IPC, (Annexure P-2), in case FIR No.0009 dated 17.01.2018 under Sections 452, 447, 324, 323, 341, 511, 148, 149 of IPC, 1860 registered at Police Station Mamdot, District Ferozepur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

05.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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