

CRM-M No.39688 of 2020

Date of Decision : 08.04.2021

Mohinder Singh & others

.....Petitioners

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Mr. Saurav Khurana, D.A.G., Punjab

Mr. Gulzar Mohammad, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused persons in G.D. No.021 dated 08.07.2018, under Sections 323, 325, 148, 149 of IPC, registered at Police Station Division No.8, District Commissionerate Jalandhar (Annexure P-2) in case FIR No.175 dated 05.07.2018, under Sections 325, 506, 148, 149 of IPC, registered at Police Station Division No.8, District Jalandhar (Annexure P-4), 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 Compromise Deed (Annexure P-4), 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, Jalandhar, vide report dated 04.02.2021 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, Jalandhar, 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. G.D. No.021 dated 08.07.2018, under Sections 323, 325, 148, 149 of IPC, registered at Police Station Division No.8, District Commissionerate Jalandhar (Annexure P-2) in case FIR No.175 dated 05.07.2018, under Sections 325, 506, 148, 149 of IPC, registered at Police Station Division No.8, District Jalandhar (Annexure P-4), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

08.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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