

CRM-M-42634-2020

Date of Decision : 22.04.2021

Mandeep Singh @ Deepu

.....Petitioner

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIAPresent : Mr. Khushbir K. Bhullar, Advocate
for the petitioner.

Mr. Sukhbeer Singh, A.A.G., Punjab.

Mr. P.S. Waraich, Advocate
for respondent No.2.**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioner, who is accused in Complaint Case No.56 of 2009, under Sections 323, 324, 326, 447, 148 & 149 of IPC pending before the Ld. Judicial Magistrate, 1st Class, Batala, Punjab (Annexure P-1), has prayed for quashing of complaint with all subsequent proceedings arising therefrom, including P.O Order dated 23.01.2015 (Annexure P-2) 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-8), 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. Sub Divisional Judicial Magistrate, Batala, vide report dated 15.03.2021 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. Sub Divisional Judicial Magistrate, Batala, 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. Complaint Case No.56 of 2009, under Sections 323, 324, 326, 447, 148 & 149 of IPC pending before the Ld. Judicial Magistrate, 1st Class, Batala, Punjab (Annexure P-1), and all consequential proceedings arising therefrom, including P.O Order dated 23.01.2015 (Annexure P-2) are hereby quashed *qua* the present petitioner.

22.04.2021

Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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