

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2944-2020

DECIDED ON: MARCH 31st, 2022

RAM PARKASH @ BITTU AND OTHERSPETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHERRESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. G.S. Jossan, Advocate for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Gagan Bajaj, Advocate for respondent No.2.

SANDEEP MOUDGIL, J (ORAL)

In this petition, the petitioners, who are the accused persons in DDR No.23, dated 05.12.2018, under Sections 295, 506, 379, 427, 323, 148 and 149 of the Indian Penal Code, 1860 in the FIR No.90, dated 26.11.2018, under Sections 452, 323,427,506,148 and 149 of the Indian Penal Code, 1860, registered at Police Station Harike, District Tarn Taran (Annexure P-1), have prayed for quashing of FIR with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused persons vide Compromise Deed (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 arrived at between the parties. The Ld. Judicial Magistrate Ist Class, Patti vide

the parties seems to be genuine, voluntary and without any coercion or undue influence.

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 Ist Class, Patti 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 complainant has himself compromised the dispute with the petitioners.

5. In the circumstances, the present petition is allowed. DDR No.23, dated 05.12.2018, under Sections 295, 506, 379, 427, 323, 148 and 149 of the Indian Penal Code, 1860 in the FIR No.90, dated 26.11.2018, under Sections 452, 323, 427, 506, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Harike, District Tarn Taran (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SANDEEP MOUDGIL)
JUDGE

MARCH 31st, 2022
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Whether speaking/reasoned Yes/No
Whether reportable Yes/No