

251/2

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

CRM-M-27179-2020

DECIDED ON: MARCH 31st, 2022

GURLAL SINGH AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Jaspreet Singh Cheema, Advocate for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Prince Sharma, Advocate for respondents No.2 to 7.

SANDEEP MOUDGIL, J (ORAL)

In this petition, the petitioners, who are the accused persons in DDR No.31, dated 23.04.2020, under Sections 326, 323, 148 and 149 of the Indian Penal Code, 1860 arising out of cross version of FIR No.78, dated 20.04.2020, under Sections 326, 323, 148 and 149 of the Indian Penal Code, registered at Police Station Bhikhiwind, District Tarn Taran (Annexure P-1), have prayed for quashing of DDR with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now the complainant and injured have 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

compromise arrived at between the parties is genuine, voluntary and without any coercion or undue influence. It is stated in the report that none of the accused persons were declared as proclaimed offender in the present FIR.

3. Respondents No.2 to 7 are represented by their 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 and injured have themselves compromised the dispute with the petitioners.

5. In the circumstances, the present petition is allowed. DDR No.31, dated 23.04.2020, under Sections 326, 323, 148 and 149 of the Indian Penal Code, 1860, recorded as cross version in FIR No.78, dated 20.04.2020, under Sections 326, 323, 148 and 149 of the Indian Penal Code, registered at Police Station Bhikhiwind, 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
poonam negi

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