

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

**Criminal Misc. No. M-10112 of 2015
Date of Decision:-28.8.2015**

Mohd. Salim

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Mohd. Salim, Advocate
for the petitioner.

Mr. Sultan Singh Gill, DAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.169 dated 14.12.2013, under Section 304-A IPC, registered at Police Station City, Malerkotla, District Sangrur alongwith all consequential proceedings on the basis of compromise dated 15.11.2014 (Annexure P-2).

Vide order dated 1.4.2015, this Court has directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 1.4.2015, the parties have

appeared before the learned Magistrate on Sub Divisional Judicial Magistrate, Malerkotla for getting their statements recorded.

The report dated 4.5.2015 received from the learned Sub Divisional Judicial Magistrate, Malerkotla, reveals that the compromise has been effected between the parties without any pressure or coercion.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)**, this petition is accepted and FIR No.169 dated 14.12.2013, under Section 304-A IPC, registered at Police Station City, Malerkotla, District Sangrur and the consequential proceedings arising therefrom are hereby quashed qua petitioner.

The petition is disposed of.

August 28, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE