

CRM-M-1046-2015

Date of decision : 04.08.2015

Rakesh Kumar and others**.....Petitioner(s)****Versus****State of Punjab and another****...Respondent(s)****CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY**Present: Ms. Sharmila Sharma, Advocate
for the petitioners.

Mr. Deep Singh, AAG, Punjab.

Mr. Gagn Bajaj, Advocate
for respondent No.2.**ANITA CHAUDHRY, J(ORAL)**

The instant petition is for quashing of FIR No.102 dated 29.05.2013 registered under Sections 498-A, 406- of IPC, Police Station Kurali, District SAS Mohali and all the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent no.2 is the aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) RCR (Criminal) 1052**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

August 04, 2015

ps-/

(ANITA CHAUDHRY)
JUDGE