

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

**Criminal Misc. No. M-11536 of 2015
Date of Decision:-08.5.2015**

Sukhwinder Singh and others

...Petitioners

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. Amit Dhawan, Advocate for
Mr. B.S. Jaswal, Advocate
for the petitioners.

Mr. R.S. Nain, AAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of cross case registered vide DDR No.24 dated 25.10.2014, under Sections 323, 324 and 341 IPC (Annexure P-1) in FIR No.162 dated 24.10.2014, under Sections 307 and 120-B IPC, registered at Police Station, Mehatpur, District Jalandhar (Annexure P-2) on the basis of compromise dated 25.3.2015 (Annexure P-3).

In compliance of the order dated 10.4.2015, this Court has directed the parties to appear before the Illaqa Magistrate/trial Court for recording their respective statements with regard to compromise/settlement. Pursuant thereto, the parties have appeared before the learned Magistrate on 24.4.2015 for getting their statements

recorded.

The report received from the learned Judicial Magistrate 1st Class, Nakodar, which is annexed with Criminal Misc. No. M-11270 of 2015 titled 'Kashmir Singh @ Dr. Nauni and others vs. State of Punjab and others' reveals that the compromise has been effected between the parties without any undue pressure.

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 her 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 dated 25.3.2015 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 (CrI.) 1052 (P & H)**, this petition is accepted and DDR No.24 dated 25.10.2014, under Sections 323, 324 and 341 IPC (Annexure P-1) in FIR No.162 dated 24.10.2014, under Sections 307 and 120-B IPC, registered at Police Station, Mehatpur, District Jalandhar and the consequential proceedings arising therefrom are hereby quashed.

May 08, 2015
Vijay Asija

(HARI PAL VERMA)
JUDGE