

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

Crl. Misc. No.M-12274 of 2015

Date of decision : 17.11.2015

Karam Singh @ Bantu

.....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Bhavyadeep Walia, Advocate
for the petitioner.

Mr. K.S. Aulakh, AAG, Punjab.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.404 dated 13.12.2004 registered under Sections 451, 354-A and 328 IPC, Police Station Tripuri Town, District Patiala and 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 learned JMIC, Patiala after statements of the parties were recorded regarding the compromise. Learned JMIC, Patiala has reported that the compromise is voluntary and without any pressure or coercion. Learned JMIC, Patiala has also sent copy of the statements of parties and the compromise.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent no.2 is the only 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 Court below 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.

17.11.2015

Bhumika

(ANITA CHAUDHRY)
JUDGE