

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
Crl. Misc. No.M-12372 of 2015
Date of decision : 17.11.2015**

Vijay Kumar and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. D.K. Gupta, Advocate
for the petitioners.

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

Mr. A.S. Gagrha, Advocate
for respondent No.3.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.22 dated 06.04.2010 registered under Sections 363 and 366-A IPC, Police Station Shahpur Kandi, District Pathankot and the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Learned counsel for the petitioner makes an oral request to delete the name of petitioner No.2-Pooja Devi from the array of the parties as she is not an accused. In view of the above, name of the petitioner No.2 is deleted from the array of the parties. Registry is directed to make necessary correction.

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 and the compromise.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent No.3 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 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.

17.11.2015

Bhumika

**(ANITA CHAUDHRY)
JUDGE**