

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-13873 of 2014 (O&M)

Date of Decision: 27.04.2015

Sadhu Singh & others

...Petitioners

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

1. *Whether Reporters of the local papers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the digest?*

Present: Mr. N.K. Manchanda, Advocate
for the petitioners.

Mr. Gurveer Sidhu, AAG, Punjab
for the State.

Mr. Jagjot Singh, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.01 dated 01.01.2011 under Sections 420, 468, 465, 467, 471, 474, 477-A, 120-B IPC, Police Station Khamano, District Fatehgarh Sahib and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court has been received after recording the statements of parties. It is reported that compromise is voluntary and without any coercion or undue influence.

Learned State counsel on instructions from ASI Major

Singh submits that petitioners are the only accused in this FIR, which was recorded by respondent No.2 who is the only aggrieved person.

No useful purpose would be served in continuing the proceedings in this case in view of the compromise arrived at between them.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H)** and approved by the Hon'ble Supreme Court in **Gian Singh Vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and FIR No.01 dated 01.01.2011 under Sections 420, 468, 465, 467, 471, 474, 477-A, 120-B IPC, Police Station Khamano, District Fatehgarh Sahib and the subsequent proceedings conducted on the basis thereof, are quashed.

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

Registry is directed to call for statements of the parties recorded on the compromise from the trial Court and attach with the record without listing the case before the Bench.

(R.P. Nagrath)
Judge

27.04.2015
sk