

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

CRL. MISC. No.M-14272 OF 2015 (O&M)
DATE OF DECISION : 1st OCTOBER, 2015

Satnam Singh & others

.... Petitioners

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Sandeep Arora, Advocate for the petitioners.

Mr. Deep Singh, Assistant Advocate General, Punjab.

Mr. Ish Puneet Singh, Advocate for respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.135 dated 29.09.2002 registered under Section 376, 420, 468 & 342 IPC read with Section 120-B IPC at Police Station Division No.2, District Jalandhar and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from learned JMIC, Jalandhar after statements of the parties were recorded regarding the compromise. Learned JMIC, Jalandhar has reported that the compromise is voluntary and without any pressure or coercion. Learned JMIC, Jalandhar has also sent copy of the statements of parties.

Counsel for the petitioners states that petitioner No.1 and respondent No.2 had got married and were granted protection and after 13 years the police wants to file challan. Learned counsel for the State on instructions submits that after re-investigation of the case, cancellation report was prepared but it was not accepted by the Court.

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

In view of the peculiar facts and report of the trial Court and considering 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.

1st October, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE