

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

CRM-M-14550 of 2015

Date of decision: 29.05.2015

Jatinder Kumar & ors.

----Petitioner (s)

V/s

State of Punjab & ors.

-----Respondent(s)

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. S.K. Arya, Advocate
for the petitioner(s).

Mr. P.S. Madahar, AAG, Punjab.
Mr. Anil Kumar Spehia, Advocate
for respondents no.2 to 5.

HARI PAL VERMA, J. (Oral)

Notion of motion.

Mr. P.S. Madahar, AAG, Punjab and Mr. Anil Kumar Spehia, Advocate put in appearance on behalf of respondent no.1 as well as respondents no.2 to 5 respectively.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.154 dated 2.8.2012 under Sections 354/341/342/323/506/148/149 IPC (Section 307 IPC added later on) registered at Police Station Sadar, District Amritsar (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 30.3.2015 (Annexure P2).

In connected petition i.e. CRM-M No.948 of 2015, this Court, vide order dated 6.5.2015 had directed the parties, to appear before the trial Court to get their statements recorded and the trial Court was directed to submit its report about the genuineness of the compromise as per the statements so recorded.

Accordingly, the parties have appeared before learned Additional District and Sessions Judge, Amritsar and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Additional District and Sessions Judge has submitted his report dated 25.05.2015 to the effect that the compromise entered between the parties is genuine and the same has been effected between the parties out of their free will and without any coercion or undue influence.

Moreover, learned counsel for the respondents No.2 to 5 does not dispute the aforesaid fact.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

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.154 dated 2.8.2012 under Sections

354/341/342/323/506/148/149 IPC (Section 307 IPC added later on) registered at Police Station Sadar, District Amritsar (Annexure P-1) is quashed on the basis of compromise dated 30.3.2015 (Annexure P-2).

May 29, 2015
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(HARI PAL VERMA)
JUDGE