

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

**Crl. Misc. No.M-1521 of 2015
Date of decision : 26.05.2015**

Happy Kumar and another

.....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Shallendra Sharma, Advocate
for the petitioners.

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

Mr. Ajay Narang, Advocate
for respondent no.3.

ANITA CHAUDHRY, J.

The instant petition is for quashing of FIR No.19 dated 21.01.2010 registered under Sections 382, 452, 427, 323, 506, 34, 149 IPC, Police Station City Khanna, 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 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.

Learned counsel for the State on instructions submits that

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 qua the petitioners only.

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

26.05.2015
sunil

(ANITA CHAUDHRY)
JUDGE