

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-1643 of 2015 (O&M)
Date of Decision: 10.04.2015

Amit Dhawan

...Petitioner

Versus

State of Punjab and 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. M.S. Sachdev, Advocate
for the petitioner.

Mr. A.S. Gill, AAG, Punjab
for the State.

Mr. Karanvir, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing of FIR No.62 dated 21.9.2012 under Sections 406, 498-A IPC, Police Station Women Cell, Jalandhar City, District Jalandhar 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 statements of parties, alongwith photocopies of statements. It is reported that compromise is voluntary and without any coercion or undue influence.

Though wife of petitioner No.1 was not made respondent in this case but her statement has also been recorded by the trial Court alongwith the statement of father of respondent No.2.

Learned State counsel on instructions from ASI Asha Kiran submits that petitioners are the only accused in this FIR, which was recorded by respondent No.2.

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

Following the principles laid down by the Full Bench judgement 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.62 dated 21.9.2012 under Sections 406, 498-A IPC, Police Station Women Cell, Jalandhar City, District Jalandhar 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.

10.04.2015
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(R.P. Nagrath)
Judge