

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

**CRL. MISC. No.M-16853 OF 2015 (O&M)
DATE OF DECISION : 11th DECEMBER, 2015**

Paramjeet Singh & others

.... Petitioner

Versus

State of Haryana & another

.... Respondent

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

* * * *

Present : Ms. Anju Arora, Advocate for the petitioner.

Mr. D. K. Grewal, Deputy Advocate General, Haryana.

None for respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.75 dated 03.08.2011 registered under Sections 420, 467, 468, 471, 504, 120-B and 34 IPC at Police Station Odhan, District Sirsa and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

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

Counsel for the petitioners contends that at the time of grant of anticipatory bail a sum of ₹11,00,000/- was deposited with CJM, Sirsa under the orders of this Court and because the amount

has been paid to the complainant as per compromise, the amount deposited with the CJM, Sirsa has to be returned to the petitioners and LRs of Jagtar Singh who was also accused in the case. The counsel refers to the statement given by the complainant-Baljit Singh before the court below in this regard.

Learned counsel for the State on instructions submits that respondent no.2 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

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

The petitioners and the LRs of Jagtar Singh are entitled to the amount lying deposited as per compromise and they may approach CJM, Sirsa for withdrawal.

11th DECEMBER, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE