

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

**Criminal Misc. No. M-19717 of 2015
Date of Decision:-20.7.2015**

Kulwinder Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

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. Yogesh Goel, Advocate
for the petitioners.

Mr. P.S. Madahar, AAG Punjab.

Mr. Deepak Goyal, Advocate
for respondents No.2 and 3.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.134 dated 12.7.2013, under Sections 379, 447, 511, 506 and 427 IPC, registered at Police Station Sadar Khanna, District Khanna (Annexure P-1) along with all consequential proceedings on the basis of compromise (Annexure P-2) dated 1.5.2015.

Vide order dated 12.6.2015, this Court has directed the parties to appear before the Duty/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to forward a report

about the genuineness of the compromise to this Court.

In compliance of the order dated 12.6.2015, the parties have appeared before the learned Magistrate on 10.7.2015 for getting their statements recorded.

The report received from the learned Judicial Magistrate 1st Class, Khanna, dated 14.7.2015 reveals that the compromise has been effected between the parties without any undue pressure.

Learned counsel appearing for respondent Nos.2 and 3 does not dispute the fact of compromise effected between the parties.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)**, this petition is accepted and FIR No.134 dated 12.7.2013, under Sections 379, 447, 511, 506 and 427 IPC, registered at Police Station Sadar Khanna, District Khanna and the consequential proceedings arising therefrom are hereby quashed qua petitioners subject to payment of costs of Rs.5000/- to be deposited with the Punjab State

Legal Services Authority, Chandigarh, receipt of which shall be submitted in the Registry of this Court within one month from today and the Registry shall tag the same with the case file.

July 20, 2015
Vijay Asija

(HARI PAL VERMA)
JUDGE