

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-19967 of 2014 (O&M)
Date of Decision: 17.03.2015

Kashmir Singh and others

...Petitioners

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. Gursimran Singh, Advocate
for the petitioners.

Mr. Gurvir Sidhu, AAG Punjab
for the State.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.120 dated 18.06.2008 under Sections 452, 506, 323, 148, 149 IPC registered at Police Station Jandiala, Amritsar 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 the statements of petitioners No.1 to 6 and respondent No.2-complainant, alongwith photocopies of statements. It is reported that compromise is voluntary and without any coercion or

undue influence.

The compromise Annexure P-2 has also been entered with petitioners No.7 and 8 who are statedly residing abroad.

Learned State counsel on instructions from ASI Sukhdev Singh submits that petitioners are the only accused in the FIR, which was recorded by complainant-respondent No.2 who is the only aggrieved person.

No useful purpose would be served in continuing 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.120 dated 18.06.2008 under Sections 452, 506, 323, 148, 149 IPC registered at Police Station Jandiala, Amritsar 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.

(R.P. Nagrath)
Judge

17.03.2015
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