

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

**Criminal Misc. No. M-19918 of 2015
Date of Decision:-17.7.2015**

Avtar Singh and another

...Petitioners

Versus

State of Punjab and another

...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:- None for the petitioners.

Mr. P.S. Madahar, AAG Punjab.

None for respondent No.2.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.96 dated 19.12.2014, under Sections 420 and 120-B IPC, registered at Police Station Kabarwala, District Sri Muktsar Sahib (Annexure P-1) and all subsequent proceedings arising out thereto, on the basis of compromise dated 15.5.2015 (Annexure P-2).

Vide order dated 16.6.2015, this Court has directed the parties to appear before the Illaqa Magistrate/trial Court 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 16.6.2015, the parties have appeared before the learned Magistrate on 1.7.2015 for getting their statements recorded.

The report received from the learned Judicial Magistrate 1st Class, Malout, reveals that the compromise has been effected between the parties without any pressure or undue influence from either side.

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.96 dated 19.12.2014, under Sections 420 and 120-B IPC, registered at Police Station Kabarwala, District Sri Muktsar Sahib and the consequential proceedings arising therefrom are hereby quashed qua petitioners.

July 17, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE