

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

CRM-M-20609 of 2015.
Decided on:-23.09.2015.

Jagdish Singh.

.....Petitioner.

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:- Mr. Vivek Goel, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab
for respondent No.1-State.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.22 dated 17.3.2015 under Sections 51, 52-A and 63 of the Copyright Act, 1957 registered at Police Station Kot Isah Khan, District Moga (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 27.3.2015 (Annexure P-2).

This Court vide order dated 29.6.2015 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the Court was directed to submit its report about the genuineness of the compromise as per the statements so recorded. However, the parties could not appear before the learned Magistrate for recording their statements. Again an opportunity was given vide order dated 29.7.2015 but

the parties could not appear. Another opportunity was given to the parties vide order dated 21.8.2015 to appear before the learned Magistrate on 4.9.2015 for recording their statements.

Pursuant to the order passed by this Court, the parties have appeared before learned Judicial Magistrate 1st Class, Moga and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 21.9.2015 to the effect that the compromise entered between the parties is genuine and the same has been effected between the parties voluntarily, without any threat, pressure, coercion or undue influence. The statement of complainant Balram Singh was also recorded on 10.8.2015 wherein he stated that he has compromised the matter with the intervention of the respectable persons of the society.

This fact has not been disputed by learned counsel for the respondent-State.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.22 dated 17.3.2015 under Sections 51, 52-A and 63 of the Copyright Act, 1957 registered at Police

Station Kot Isah Khan, District Moga (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 27.3.2015 (Annexure P-2).

September 23, 2015
Yag Dutt

(HARI PAL VERMA)
JUDGE