

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

(230)

CRM-M-207-2015

Decided on: September 04, 2015.

Baldev Singh and others

.... Petitioners

Versus

State of Punjab and another

..... Respondents

(2)

CRM-M-429-2015

Decided on: September 04, 2015

Sarabjit Singh @ Jeet Singh and others

.... Petitioners

Versus

State of Punjab and another

.... Respondents.

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Rahul Jaswal, Advocate,
for the petitioners (in CRM-M-207-2015).

Mr. V.K. Thakur, Advocate,
for the petitioners (in CRM-M-429-2015).

Mr. Jashan Preet Singh, AAG, Punjab.

M.M.S. BEDI, J (ORAL)

This order will dispose of two petitions, one (CRM-M-207 of 2015) for quashing of FIR No.657 dated 27.10.2001, under Sections 447/506/511/148/149 IPC registered at Police Station Sadar, Jalandhar and the other (CRM-M-429-2015) for quashing of FIR No. 656 dated 26.10.2001 under Sections 447/506/511/148/149 IPC registered at Police Station Sadar, Jalandhar, both on the basis of compromise.

FIR No.657 dated 27.10.2001 was registered at the instance of respondent No.2-complainant Neelam Bajwa and FIR No.656 dated 26.10.2001 was registered at the instance of Baldev Singh.

Parties were directed to appear before the Illaqa Magistrate to get their statement recorded. After recording the statements of the parties, it has been informed that the matter has been compromised.

It is apparent that cancellation report Annexure P-3 had been prepared on 15.01.2002.

On the instructions from ASI Gurbinder Singh, it has been informed that challan was never presented in the present case on account of the cancellation report having been submitted but the result of the cancellation report is not known on account of record having been transferred from Police Station Sadar, Jalandhar to Police Station Maksudan.

Learned counsel for the petitioner Sarabjit Singh informs that he is a police official and the FIR despite against him having been cancelled has not been intimated to his department and on account of the said circumstance, his retiral benefits have not been released.

Taking into consideration the totality of the circumstances, I am satisfied that in the absence of any order regarding acceptance of cancellation report, the FIRs are still subsisting. I do not have any hesitation in quashing the FIRs on the basis of compromise.

Following the full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and others 2007 (3) RCR (Criminal)**

1052, both the petitions are allowed. Both the aforesaid FIRs and all the criminal proceedings emanating therefrom are hereby quashed on the basis of compromise.

(M.M.S. BEDI)
JUDGE

September 04, 2015
harsha