

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

CRM-M-21420 of 2015.

Decided on:-23.09.2015.

Pritpal Singh.

.....Petitioner.

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. R.K. Arya, Advocate
for the petitioner.

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

Mr. S.S. Kainth, Advocate
for respondents No.2 and 3.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.271 dated 13.11.2011 under Sections 279, 337, 338 and 427 IPC registered at Police Station Civil Line, Batala, District Batala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 25.5.2015 (Annexure P-2).

This Court vide order dated 6.7.2015 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.

Pursuant to the aforesaid order, the parties have appeared before

learned Judicial Magistrate 1st Class, Batala and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 23.7.2015 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 Navjit Singh @ Navjit was also recorded on 17.7.2015 wherein he stated that he has compromised the matter with the intervention of the respectable persons of the society.

Further, in compliance of order dated 26.8.2015 passed by this Court, the trial Court has submitted its report dated 8.9.2015. In the said report, the trial Court has mentioned that the affidavit of injured Narinder Kaur was taken on record wherein she has stated that the matter has been compromised between the parties and she being a disabled person is unable to appear before the trial Court to get her statement recorded. Accordingly, her affidavit was considered.

The factum of compromise has not been disputed by learned counsel for the respondent-State as well as learned counsel for respondents No.2 and 3.

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.271 dated 13.11.2011 under Sections 279, 337, 338 and 427 IPC registered at Police Station Civil Line, Batala, District Batala (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 25.5.2015 (Annexure P-2).

September 23, 2015
Yag Dutt

(HARI PAL VERMA)
JUDGE