

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

**Criminal Misc. No. M-2143 of 2015
Date of Decision:-14.5.2015**

Mandeep 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. Bhupinder Ghai, Advocate
for the petitioner.

Mr. P.S. Madahar, AAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition is for quashing of FIR No.74 dated 14.5.2013, under Sections 406 and 420 IPC (subsequently Sections 465, 468 and 471 IPC were added), registered at Police Station Sohana, District Mohali, on the basis of the statement suffered by the complainant Beeru before the learned Additional Sessions Judge, JSC, Mohali, which reads as under :-

“Statement of Complainant Beeru son of Arjun Singh, aged about 25 years, r/o Village Jagatpura, Tehsil and Distt. Mohali alongwith his counsel Shri Amritpal Singh, Advocate.

I have effected compromise with the applicant/accused and I have received a sum of Rs.50,000/- and now I have no objection if the concession of bail is granted to the applicant/accused.

Sd/-
P.P. Singh
Additional Sessions Judge/JSC/Mohali”

Vide order dated 21.1.2015, this Court has directed the parties to appear before the 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 21.1.2015, the parties have appeared before the learned Magistrate on 21.2.2015 for getting their statements recorded.

The report received from the learned Judicial Magistrate 1st Class, Mohali, reveals that the compromise has been effected between the parties without any undue pressure. Reference of similar other cases has also been made which are pending against the petitioner but learned counsel for the petitioner submits that even in those cases also, the petitioner has entered into a compromise.

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.

Without commenting upon the compromise in the other cases pending against the petitioner but keeping in view the factum of

compromise in this case 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.74 dated 14.5.2013, under Sections 406 and 420 IPC (subsequently Sections 465, 468 and 471 IPC were added), registered at Police Station Sohana, District Mohali and the consequential proceedings arising therefrom are hereby quashed qua petitioner.

May 14, 2015
Vijay Asija

(HARI PAL VERMA)
JUDGE