

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-21523 of 2014

Date of decision: 19.05.2015

Amarjeet Singh

----Petitioner(s)

V/s

State of Punjab & others

-----Respondent(s)

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. G.P.S. Sidhu, Advocate for
Mr. P.S. Bhinder, Advocate for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab

Mr. B.S. Jatana, Advocate for respondents No. 2 and 3.

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of the FIR No. 12, dated 15.02.2014, for offence under Sections 363/366 IPC, registered at Police Station, Gidderbaha, District-Muktsar, on the basis of compromise arrived at between the parties and all consequential proceedings arising thereof.

This Court vide order dated 22.01.2015, had directed the parties to appear before the illaqa Magistrate on 06.02.2015 to get their statements recorded and the Illaqa Magistrate was further directed to submit its report about the genuineness of the compromise, as per the statements of parties so recorded.

Pursuant to the order dated 22.01.2015, the parties have appeared before learned Sub Divisional Judicial Magistrate, Gidderbaha and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Sub Divisional Judicial Magistrate, Gidderbaha, has submitted his report dated 06.02.2015 to the effect that the compromise entered between the parties is genuine, voluntary and the same has been effected without any coercion and undue influence.

Learned counsel appearing for respondents No. 2 and 3 has not disputed the factum of compromise.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR *qua* the petitioner.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H)** and approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and FIR No. 12, dated 15.02.2014, for offence under Sections 363/366 IPC, registered at Police Station, Gidderbaha, District-Muktsar, and all the subsequent proceedings arising therefrom *qua* the petitioner, are hereby quashed on the basis of compromise.

May 19, 2015
Anjal

(HARI PAL VERMA)
JUDGE