

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23306 of 2015.
Decided on:-August 07, 2015.

Ajayant Singh.Petitioner.

Versus

State of Punjab and anotherRespondents.

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. Amit Kumar Saini, Advocate
for the petitioner.

Mr. R.S. Nain, AAG, Punjab.

Mr. Vikas Khurana, Advocate
for respondent No.2.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.242 dated 18.9.2013 under Sections 365, 358, 506 IPC (Section 358 wrongly typed in FIR, therefore, Section 354 IPC along with Section 323 IPC added subsequently), registered at Police Station Gobindgarh Mandi, District Fatehgarh Sahib (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 19.3.2015 (Annexure P-2).

This Court vide order dated 20.7.2015 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the Illaqa Magistrate/trial 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 the Sub-Divisional Judicial Magistrate, Amloh and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted his report dated 31.7.2015 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.

This fact has not been disputed by learned counsel for the respondents.

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.242 dated 18.9.2013 under Sections 365, 358, 506 IPC (Section 358 wrongly typed in FIR, therefore, Section 354 IPC along with Section 323 IPC added subsequently), registered

at Police Station Gobindgarh Mandi, District Fatehgarh Sahib (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 19.3.2015 (Annexure P-2).

August 07, 2015
'Yag Dutt'

(HARI PAL VERMA)
JUDGE