

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

CRM-M-No. 23612 of 2014

Date of decision: 05.05.2015

Sarla Devi

-----Petitioner (s)

V/s

State of Punjab and 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. Amit Mehta, Advocate for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. Gaurav Sharma, Advocate for respondent No.3.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition, filed under Section 482 Cr.P.C. is for quashing of the case FIR No.31, dated 07.04.2013, for offence under Sections 420, 447 and 380 of Indian Penal Code, registered at Police Station, Bilga, District-Jalandhar (Rural), and all consequential proceedings arising therefrom.

Though, initially the petitioner was filed for quashing on the basis of merits. However, during the course of hearing on 19.10.2014, it was submitted that the matter has been compromised between the parties and counsel appearing for respondent No.3 did not dispute the factum of compromise.

Accordingly, the parties were directed to appear before the Illaqa Magistrate to get their statements recorded with regard to the compromise on 04.02.2015 and trial Court was directed to record the statements of the parties and to submit a report about

the genuiness of the compromise along with the statements of the parties.

Pursuant thereto, the parties have appeared before the learned Magistrate on 04.02.2015. Complainant, namely, Lal Singh Sanghera has made a statement that he has compromised with the petitioner/accused and endorsed the compromise deed dated 04.06.2013. However, the petitioner-Sarla Devi though has not disputed the factum of compromise but apprehend some danger to her life, as some civil litigation pending between the parties.

Learned counsel for respondent No.3-complainant has filed another affidavit of respondent No.3 i.e. Lal Singh Sanghera, son of Milkha Singh Sanghera, resident of Village VPO Bilga Patti Bagga, Tehsil Phillaur, District-Jalandhar, dated 25.03.2015 in Court today and the same is taken on record and contents thereof reads as under:-

"I the above name deponent do hereby solemnly declare and affirm on oath as under:-

That the deponent is the complainant in case FIR No. 31, dated 07.03.2013, registered under Sections 420/447/380 IPC, registered with P.S. PS Bilga District Jalandhar.

That now with the intervention of the respectables the matter has been amicably settled between both the parties to keep good healthy relation in the future.

That now the complainant/deponent has no objection if the above said FIR is quashed."

Keeping in view the report received from Judicial Magistrate Ist Class, Phillaur supplemented by affidavit of respondent No.3-complainant i.e. Lal Singh Sanghera, this petition is accepted and FIR No.31, dated 07.04.2013, for offence under Sections 420, 447 and 380 of Indian Penal Code, registered at Police

Station, Bilga, District-Jalandhar (Rural), and all consequential proceedings arising therefrom, are hereby quashed.

Petition is accordingly allowed.

May 05, 2015
Anjal

(HARI PAL VERMA)
JUDGE