

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-24545 of 2015

Date of decision: 19.08.2015

Sonu @ Harbinder Singh

V/s

----Petitioner(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. Puneet Singh, Advocate for
Mr. D.K. Bhatti, Advocate for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

Mr. Vinay Puri, Advocate for respondent No.3-
complainant.

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of complaint No.44 dated 14.6.2006 under Section 3(I), (x), (xiv), (xv), 2 (iv) of SC ST Act and 148/149 IPC pending in the Court of Special Judge, Kapurthala (Annexure P-1) on the basis of compromise dated 16.7.2015 (Annexure P-3) and affidavit dated 16.7.2015 (Annexure P-4)

This Court vide order dated 30.07.2015, had directed the parties to appear before the Illaqa Magistrate/ trial Court to get their statements recorded and the Illaqa Magistrate/ trial Court was further directed to submit its report about the genuineness of the compromise, as per the statements of the parties so recorded.

Accordingly, the parties have appeared before learned Special Judge, Kapurthala, and got their statements recorded. On the basis of the statements so recorded by the parties, learned Special Judge, Kapurthala, has submitted his report dated 06.08.2015, 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.

Mr. Vinay Puri, Advocate has put in appearance of behalf of respondent No.3-complainant and does not dispute 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 complaint No.44 dated 14.6.2006 under Section 3(I), (x), (xiv), (xv), 2 (iv) of SC ST Act and 148/149 IPC pending in the Court of Special Judge, Kapurthala (Annexure P-1), on the basis of compromise dated 16.7.2015 (Annexure P-3) and affidavit dated 16.7.2015 (Annexure P-4), is hereby quashed.

August 19, 2015
Anjal

(HARI PAL VERMA)
JUDGE