

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-24838 of 2014 (O&M)
Date of Decision: 20.04.2015

Jasbir Singh @ Sheera and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

1. *Whether Reporters of the local papers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the digest?*

Present: Mr. Nitin Wadhawan, Advocate
for the petitioners.

Mr. Gurvir Sidhu, AAG, Punjab,
for the State.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.238 dated 23.10.2011 under Sections 323, 326, 324, 34 IPC, Police Station City 'A' Division, Amritsar, and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court has been received after recording statements of parties, alongwith photocopies of statements. It is reported that compromise is voluntary and without any coercion or undue influence.

Learned State counsel on instructions from HC

Gurcharan Singh submits that petitioners are the only accused in this FIR, which was recorded by respondent No.2 who is the only aggrieved person.

No useful purpose would be served in continuing the proceedings in this case in view of the compromise arrived at between them.

Following the principles laid down by the Full Bench judgement 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.238 dated 23.10.2011 under Sections 323, 326, 324, 34 IPC, Police Station City 'A' Division, Amritsar and the subsequent proceedings conducted on the basis thereof, are quashed.

Needless to say that parties shall remain bound by the terms of compromise and their statements.

(R.P. Nagrath)
Judge

20.04.2015
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