

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M- 24792 of 2015

Date of decision: 14.09.2015

Pinderjit Singh and others

----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:- None for the petitioners.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of FIR No.54 dated 19.7.2014, under Sections 354, 341, 506, 34 IPC, registered at Police Station Ghuman Kalan, District Gurdaspur (Annexure P-1) on the basis of compromise (Annexure P-2).

This Court vide order dated 19.08.2015, as well as 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 directed to submit its report about the genuineness of the compromise as per the statements so recorded.

Pursuant to the aforesaid order dated 19.08.2015 as well as order dated 30.07.2015, the parties have appeared before learned Judicial Magistrate Ist Class, Gurdaspur and have got their statements recorded.

The statement of one of the complainant in this case, namely, Meenu, aged about 20 years daughter of Daulat Masih resident of Village Rajuwal, Tehsil & District Gurdaspur, made before the learned Magistrate, Gurdaspur on 25.08.2015, reads as under:-

“Stated that a FIR No. 54, dated 19.07.2014, under Sections 354, 341, 506, 34 Indian Penal Code was registered at police station Ghuman Kalan, District Gurdaspur (Punjab) against accused by me and Jagpreet Kaur. Now with the intervention of respectables the matter has been compromised. Therefore, I do not want to pursue the present case. I have no objection, if the present FIR is quashed by Hon'ble Punjab and Haryana High Court, Chandigarh, on the basis of compromise. I have suffered this statement voluntarily without any coercion or undue influence.”

On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Gurdaspur, has submitted his report dated 27.08.2015, 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.

Learned State counsel also does not dispute the factum of compromise entered between the parties.

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 petitioners.

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.54 dated 19.7.2014, under Sections 354, 341, 506, 34 IPC, registered at Police Station Ghuman Kalan, District Gurdaspur (Annexure P-1) on the basis of compromise (Annexure P-2), is hereby quashed.

September 14, 2015
Anjal

(HARI PAL VERMA)
JUDGE