

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-24929 of 2015

Date of decision: 21.08.2015

Raj Kumar and another

----Petitioner(s)

V/s

State of Punjab & another

-----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. Vivek Suri, Advocate for the petitioners.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. H.P.S. Bhinder, Advocate for respondent No.2-complainant.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No. 9, dated 22.01.2009 for offence under Sections 341, 324, 201, 34 IPC, registered at Police Station Lalru, District Mohali (Annexure P-1), and all the subsequent proceedings arising therefrom on the basis of compromise dated 26.07.2015(Annexure P-3).

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

Judicial Magistrate Ist Class, Dera Bassi, and got their statements

recorded. On the basis of the statements, so recorded by the parties, learned Judicial Magistrate Ist Class, Dera Bass, has submitted his report dated 11.08.2015, 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. H.P.S. Bhinder, Advocate, has put in appearance on behalf of the respondent No.2/complainant and admit the factum of compromise entered between the parties.

Learned State counsel has also not disputed 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.9, dated 22.01.2009 for offence under Sections 341, 324, 201, 34 IPC, registered at Police Station Lalru, District Mohali(Annexure P-1), and all the subsequent proceedings arising therefrom on the basis of compromise dated 26.07.2015(Annexure P-3), are hereby quashed.

August 21, 2015
Anjal

(HARI PAL VERMA)
JUDGE