

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

**Criminal Misc. No. M-25806 of 2015
Date of Decision: 28.09.2015**

Balaur Singh & others

...Petitioner(s)

Versus

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. P.S. Mirpur, Advocate for the petitioner (s).

Mr. P.S. Madahar, AAG, Punjab.

Mr. J.S. Sodhi, Advocate for respondent no.2.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.51 dated 11.7.2015 under Sections 306, 34 IPC registered at Police Station Jaurkian, District Mansa (Annexure P-1) on the basis of compromise dated 21.7.2015 (Annexure P-2).

This Court vide order dated 6.8.2015 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded with regard to the compromise dated 21.7.2015 (Annexure P2) and the Illaqa Magistrate/trial Court was directed to submit its report.

Pursuant to the aforesaid order dated 6.8.2015, the parties have appeared before Sub Divisional Judicial Magistrate,

Sardulgarh and have got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded her report dated 18.9.2015 to the effect that the compromise is genuine, voluntary and without any coercion or undue influence.

Learned counsel for respondent no.2 does not dispute the factum of compromise and has no objection to the FIR being quashed.

There is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant FIR.

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), as 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.51 dated 11.7.2015 under Sections 306, 34 IPC registered at Police Station Jaurkian, District Mansa (Annexure P-1) and subsequent proceedings arising therefrom are quashed, *qua* the petitioners, in view of compromise deed dated 21.1.2015 (Annexure P-2).

September 28, 2015
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(HARI PAL VERMA)
JUDGE