

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

CRM-M-26009 of 2015 (O&M).
Decided on:-08.12.2015.

Sunny Malhotra.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

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:- Ms. Anjali Sood, Advocate for
Mr. Rajesh Punj, Advocate
for the petitioner.

Mr. R.S. Nain, AAG, Punjab.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.98 dated 21.3.2013 under Sections 406 and 498-A IPC registered at Police Station Dinanagar, District Gurdaspur (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 1.8.2015 (Annexure P-3).

This Court vide order dated August 06, 2015 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the trial Court was directed to submit its report

about the genuineness of compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate 1st Class, Gurdaspur and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted his report dated 21.8.2015 to the effect that the compromise effected between the parties appears to be genuine one and without any force and pressure.

Learned counsel for the petitioner contends that the petitioner and respondent No.2 are staying together as husband and wife since November, 2014 without there being any problem. Petitioner, namely, Sunny Malhotra is also present in the Court and has been duly identified by learned counsel for the petitioner.

Learned State counsel, on instructions from ASI Makhan Singh, 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 F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.98 dated 21.3.2013 under Sections 406 and 498-A IPC registered at Police Station Dinanagar, District

Gurdaspur (Annexure P-1) and all consequential proceedings arising therefrom is quashed, on the basis of compromise/affidavit dated 1.8.2015 (Annexure P-3).

December 08, 2015

Yag Dutt

(HARI PAL VERMA)
JUDGE