

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

**Criminal Misc. No. M-26356 of 2015
Date of Decision:-28.8.2015**

Narinder Mohan Singh @ Narinder Mohan

...Petitioner

Versus

State of Haryana and another

...Respondents

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. Loveleen Dhaliwal, Advocate
for the petitioner.

Mr. Desh Bandhu, Assistant A.G., Haryana.

Mr. Udai Singh Chauhan, Advocate
for respondent No.2.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.42 dated 28.4.2012, under Sections 406, 420, 498-A and 506 read with Section 34 IPC, registered at Police Station Ambala Saha, District Ambala (Annexure P-1) alongwith all consequential proceedings on the basis of settlement/agreement dated 29.7.2015 (Annexure P-2).

Vide order dated 10.8.2015, this Court has directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to forward a report about the

genuineness of the compromise to this Court.

In compliance of the order dated 10.8.2015, the parties have appeared before the learned Magistrate on 25.8.2015 for getting their statements recorded.

The report dated 25.8.2015 received from the learned Judicial Magistrate 1st Class, Ambala, reveals that the compromise has been effected between the parties without any undue pressure.

Learned counsel for the petitioner contends that in view of the settlement arrived at between the parties, the petitioner namely, Narinder Mohan Singh @ Narinder Mohan has paid a sum of Rs.7,00,000/- through draft No.001506 dated 27.8.2015 of HDFC Bank in the name of complainant Navneet Kaur towards second installment, which has been handed over to the complainant in the Court. Photocopy of the same is placed on record.

Learned counsel appearing for respondent No.2 does not dispute the fact of compromise effected between the parties.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between

the parties and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)**, this petition is accepted and FIR No.42 dated 28.4.2012, under Sections 406, 420, 498-A and 506 read with Section 34 IPC, registered at Police Station Ambala Saha, District Ambala and the consequential proceedings arising therefrom are hereby quashed qua petitioner.

The petition is disposed of.

August 28, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE