

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26369 of 2015.
Decided on:-02.09.2015.

Manjit Singh and othersPetitioners.

Versus

State of Punjab and anotherRespondents.

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. Piyush Khanna, Advocate
for the petitioners.

Mr. P.S. Madahar, 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.88 dated 6.7.2015 under Sections 323 and 324 read with Section 34 IPC registered at Police Station Balachaur, District S.B.S. Nagar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 31.7.2015 (Annexure P-2).

This Court vide order dated 10.8.2015 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, the parties have appeared before

learned Sub-Divisional Judicial Magistrate, Balachaur and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted his report dated 19.8.2015 to the effect that the compromise entered between the parties is genuine and the same has been effected between the parties voluntarily, without any threat, pressure, coercion or undue influence.

Learned counsel for the State does not dispute the factum of compromise and states that the challan has yet not been presented in this case.

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.88 dated 6.7.2015 under Sections 323 and 324 read with Section 34 IPC registered at Police Station Balachaur, District S.B.S. Nagar (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 31.7.2015 (Annexure P-2).

September 02, 2015
'Yag Dutt'

(HARI PAL VERMA)
JUDGE