

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

**CRL. MISC. No.M-26846 OF 2014 (O&M)
DATE OF DECISION : 30th NOVEMBER, 2015**

Nishan Singh & others

.... Petitioners

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Ms. Pushpinder Kaur, Advocate for
Ms G. K. Mann, Advocate for the petitioners.

Mr. Varun Sharma, Assistant Advocate General, Punjab.

Mr. A. S. Gill, Advocate for respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.47 dated 29.08.2011 registered under Sections 323, 324 and 452 read with Sections 148 and 149 IPC (Section 326 IPC was added later on) at Police Station Mehta, District Amritsar (Rural) and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

Report has been received from learned JMIC, Baba Bakala Sahib after statements of the parties were recorded regarding the compromise. Learned JMIC has reported that the compromise is voluntary and without any undue influence or pressure. Learned JMIC has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent no.2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed qua the petitioners.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

30TH NOVEMBER, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE