

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

**Criminal Misc. No. M-27201 of 2015
Date of Decision: 15.09.2015**

Jhau Lal & others

...Petitioner(s)

Versus

Hari Chand

...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. Ashok Tyagi, Advocate and
Mr. Gaurav Tyagi, Advocate
for the petitioner (s).

Mr. Gurinderjit Singh, DAG, Punjab.
Mr. A.P. Setia, Advocate
for the complainant-respondent.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of complaint no.224 (88/15) dated 11.9.2002 under Sections 420, 467, 468, 471, 120-B and 34 IPC Police Station Ballabhgarh Sadar, Faridabad (Annexure P-1) and all consequential proceedings arising therefrom *qua* the petitioners on the basis of compromise dated 28.5.2015 (Annexure P2).

This Court vide order dated 20.8.2015 had directed the parties to appear before the Illaqa Magistrate/Trial Court for

recording their statements with regard to the compromise dated 28.5.2015 (Annexure P2).

Pursuant to the aforesaid order, the parties have appeared before the learned Judicial Magistrate Ist Class, Faridabad and have got their statements recorded before her. Learned Magistrate has forwarded her report dated 9.9.2015 to the effect that on the basis of the statements suffered by the parties, the compromise entered between them is genuine, voluntary and without any coercion or undue influence. The statement suffered by the complainant Hari Chand S/o Mool Chand Age 65 years R/o RZ 727/A, Puran Nagar, Gali No.2, Palam Colony, Delhi reads as under-

“Stated that I have compromised the matter with the accused persons and does not want to pursue the complaint further and does not want to lead any evidence. My misunderstanding with the accused persons ceased to exists. Complaint may be dismissed. This compromise has been arrived at genuinely, voluntarily and without any undue pressure and influence.

*RO & AC
Hari Chand*

*Sd/-
Chavi Goel
JMJC/FBD/9.9.2015”*

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 complaint.

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 complaint no.224 (88/15) dated 11.9.2002 under Sections 420, 467, 468, 471, 120-B and 34 IPC Police Station Ballabhgarh Sadar, Faridabad (Annexure P-1) and all other consequential proceedings arising therefrom, *qua* the petitioners, are quashed in view of compromise dated 28.5.2015 (Annexure P2).

September 15, 2015
AK

(HARI PAL VERMA)
JUDGE