

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

CRM-M-29254 of 2015.
Decided on:-29.10.2015.

Harpal Singh and another

.....Petitioners.

Versus

State of Punjab 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:- None for the petitioners.

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

None for respondent No.2-complainant.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.43 dated 6.6.2011 under Sections 324 and 323 read with Section 34 IPC (Section 325 IPC added subsequently vide DDR No.13 dated 22.6.2011) registered at Police Station Sadar Malout, District Sri Muktsar Sahib (Annexure P-1) on the basis of compromise dated 27.7.2015 (Annexure P-3).

This Court vide order dated 22.9.2015 had directed the parties to appear before the trial Court/Area Magistrate to get their statements recorded and the trial Court was directed to submit its report about the genuineness and validity of the compromise as per the statements so recorded.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate 1st Class, Malout and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted his report dated 16.10.2015 to the effect that the compromise entered between the parties is voluntary and the same has been effected between the parties without any pressure or undue influence from either side.

The factum of compromise between the parties has not been disputed by learned State counsel.

Though today nobody has put in appearance on behalf of the petitioners as well as respondent No.2-complainant, but no prejudice would be caused to either of the parties as they have already made their respective statements before the learned Magistrate regarding the validity and genuineness of the 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.43 dated 6.6.2011 under Sections 324 and 323 read with Section 34 IPC (Section 325 IPC added

subsequently vide DDR No.13 dated 22.6.2011) registered at Police Station Sadar Malout, District Sri Muktsar Sahib (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise deed dated 27.7.2015 (Annexure P-3).

October 29, 2015
Yag Dutt

(HARI PAL VERMA)
JUDGE