

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

**Criminal Misc. No. M-29884 of 2014
Date of Decision:-29.5.2015**

Ritesh Jain

...Petitioner

Versus

State of Punjab and others

...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:- Mr. Rajesh Bhateja, Advocate
for the petitioner.

Mr. Gurinderjit Singh, Deputy A.G., Punjab.

Mr. Amandeep Singh, Advocate for
Mr. N.S. Dandiwal, Advocate
for respondent Nos.2 and 3.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.191 dated 30.11.2011, under Sections 279, 337 and 304-A IPC, registered at Police Station, Civil Lines, Patiala City, District Patiala (Annexure P-1) on the basis of compromise dated 12.2.2014 (Annexure P-2) effected between complainant-respondent No.2 and petitioner Ritesh Jain; and compromise dated 29.5.2014 (Annexure P-4) effected between complainant-respondent No.3 and petitioner Ritesh Jain.

Vide order dated 27.4.2015, this Court has directed the parties to appear before the Illaqa Magistrate/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 27.4.2015, the parties have appeared before the learned Magistrate on 1.5.2015 for getting their statements recorded.

The report received from the learned Judicial Magistrate 1st Class, Patiala, reveals that the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence.

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.191 dated 30.11.2011, under Sections 279, 337 and 304-A IPC, registered at Police Station, Civil Lines, Patiala City, District Patiala and the consequential proceedings

arising therefrom are hereby quashed.

May 29, 2015
Vijay Asija

(HARI PAL VERMA)
JUDGE