

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

CRM-M-30543 of 2015.
Decided on:-30.10.2015.

Mukhtiar Singh.

.....Petitioner.

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:- Mr. B.D. Sharma, Advocate
for the petitioner.

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

None for respondent No.2.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.30 dated 20.5.2014 under Sections 354, 354-A, 354-B and 506 IPC registered at Police Station Nurmahal, District Jalandhar (Annexure P-1) and consequent proceedings on the basis of compromise dated 30.8.2015 (Annexure P-2).

This Court vide order dated September 09, 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 regarding genuineness of compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate 1st Class, Phillaur and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 19.9.2015 to the effect that the compromise has been arrived at between the parties voluntarily, without any pressure or coercion and is genuine one.

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 respondent No.2-complainant Ranjit Kaur, but no prejudice would be caused to her as she has already made the following statement before the learned Magistrate on 17.9.2015 regarding the validity and genuineness of the compromise:

“I have compromised with accused party in the above mentioned case in the presence of respectable persons of both the parties. The compromise is voluntarily, without any inducement, threat, pressure or coercion. Now there is no grudge against the accused party. I do not want to take any action against the accused in the present case. The compromise deed has also reduced into writing between the parties and the same is Ex.C1. I have got no objection, if the present FIR against the accused Mukhtiar Singh son of Ganda Singh be

quashed by the Hon'ble High Court of Punjab and Haryana at Chandigarh. The present compromise has been taken place with the free consent and without any pressure.”

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.30 dated 20.5.2014 under Sections 354, 354-A, 354-B and 506 IPC registered at Police Station Nurmahal, District Jalandhar (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 30.8.2015 (Annexure P-2), however, subject to payment of Rs.20,000/- by the petitioner to be deposited with All India Pingalwara Charitable Society, Jalandhar. The petitioner shall submit the receipt of the same before the trial Court.

October 30, 2015
Yag Dutt

(HARI PAL VERMA)
JUDGE