

In the High Court of Punjab and Haryana at Chandigarh

CRM-M-31031 of 2014

Date of Decision: 05.02.2015

Jaskaran Singh @ Deepa

---Petitioner

versus

State of Punjab and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: None for the petitioner
Mr. P.S.Madhar, AAG, Punjab
for the respondent-State
None for respondent No.2

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

REKHA MITTAL, J.

The petitioner has prayed for quashing of FIR No.05 dated 7.1.2014 for offence punishable under Sections 382, 324, 323, 341 of the Indian Penal Code (in short "IPC") registered at Police Station, Goraya, District Jalandhar on the basis of compromise.

Reply by way of affidavit of Assistant Commissioner of Police, Sehnewal, Ludhiana on behalf of respondent No. 1 filed in Court, is taken on record.

The parties were directed to appear before the trial court to get their statements recorded with regard to genuineness of compromise.

A report has been submitted by the Judicial Magistrate Ist

Class, Phillaur wherein it has been reported that statements of the petitioner and respondent No.2(complainant) have been recorded and statements made by the parties in the Court reveal that they have voluntarily entered into a compromise with an intention to live in peace and harmony.

Mr.P.S.Madahar, AAG, Punjab has put in appearance on behalf of respondent No.1. He has not disputed correctness of assertions of the petitioner and the fact that the matter has been settled by way of compromise between the parties.

I have heard counsel for the parties and perused the case file.

There is nothing on record to doubt correctness of the compromise effected between the parties, whereby they have decided to settle their dispute with an intention to live in peace and harmony. The present case falls in the category of cases, which can be allowed to be settled by way of compromise, in view of the decision of Hon'ble the Supreme Court of India in *Gian Singh v. State of Punjab and another*, 2012(4) R.C.R. (Criminal) 543.

In view of what has been discussed hereinabove, the petition is allowed and FIR No.05 dated 7.1.2014 for offence punishable under Sections 382, 324, 323, 341 IPC registered at Police Station, Goraya, District Jalandhar and proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

(REKHA MITTAL)
JUDGE

05.02.2015

PARAMJIT