

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-31459-2014 (O&M)
Date of Decision: 02.07.2015

Paramjit Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

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

Present: Mr. Vishal Munjal, Advocate
for the petitioners.

Mr. Gurveer Sidhu, AAG, Punjab
for the State.

Mr. Sunil Agnihotri, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.147 dated 15.11.2012 under Sections 498-A, 34 IPC, Police Station Mukerian, District Hoshiarpur and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court has been received after recording statements of parties, alongwith original statements. It is reported that compromise is voluntary and without any coercion or

undue influence.

In the instant petition prayer has been made for quashing FIR No.147 dated 15.11.2012 under Sections 498-A, 34 IPC whereas in the report of the trial Court it seems that offence under Section 406 IPC was also added and the same factor was recorded in the compromise.

Learned State counsel submits that petitioners are the only accused in this FIR, which was recorded by respondent No.2 who is the only aggrieved person.

No useful purpose would be served in continuing the proceedings in this case in view of the compromise arrived at between them.

Following the principles laid down by the Full Bench judgement of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H)** and 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 FIR No.147 dated 15.11.2012 under Sections 498-A, 34 IPC, Police Station Mukerian, District Hoshiarpur and the subsequent proceedings conducted on the basis thereof, are quashed, even if Section 406 IPC was added.

Needless to say that parties shall remain bound by the terms of compromise and their statements.

(R.P. Nagrath)
Judge

02.07.2015
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