

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-32008 of 2014

Date of decision: 19.05.2015

Vicky and others

----Petitioner(s)

V/s

State of Punjab & another

-----Respondent(s)

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, DAG, Punjab

None for respondent No.2

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of criminal complaint case No. 19, dated 23.02.2010, under Sections 452, 354, 323, 341, 148, 149, 506 and 120-B IPC and Section 3/4 S.C. and S.T. Act (Annexure P-1) and further proceedings arising therefrom, on the basis of compromise dated 02.08.2014 (Annexure P-2).

This Court vide order dated 19.02.2015, had directed the parties to appear before the trial Court to get their statements recorded and the trial Court, after recording the statements of the complainant/victims, was required to submit its report qua genuineness of the compromise along with copies of the statements.

Pursuant to the order dated 19.02.2015, the parties have appeared before the learned trial Court and have got their statements recorded. On the basis of the statements so recorded by the parties, learned trial Court has submitted his report dated 17.03.2015 to the effect that the compromise entered between the parties is genuine, voluntary and the same has been effected without any coercion and undue influence.

Respondent No.2, who is complainant has made a statement before the learned trial Court and has endorsed the compromise.

In view of the above, no useful purpose would be served to continue with the proceedings before the learned trial Court in the instant FIR *qua* the petitioners.

Nobody is present on behalf of the petitioners as well as respondent No.2-complainant but considering the report dated 17.03.2015, as forwarded by the learned trial Court, which is based on the statements of the parties, the present petition is allowed.

Accordingly, following the principles laid down by the Full Bench judgment 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**, criminal complaint case No. 19, dated 23.02.2010, under Sections 452, 354, 323, 341, 148, 149, 506 and 120-B IPC and Section 3/4 S.C. and S.T. Act (Annexure P-1), and all the

subsequent proceedings arising therefrom *qua* the petitioners,
are hereby quashed, on the basis of compromise dated
02.08.2014 (Annexure P-2).

May 19, 2015
Anjal

(HARI PAL VERMA)
JUDGE