

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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CRM-M-32980 of 2014

Date of Decision: 23.01.2015

Nirmaljeet Singh

---Petitioner

versus

State of Punjab and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. A.K.Singla, Advocate
for the petitioner
Mr. Sandeep Kumar Bansal, AAG, Punjab
for the respondent-State
Mr. Devinder Kumar, Advocate
for Ms. Harmanpreet Kaur, Advocate
for respondents No.2 and 3

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. 123 dated 13.9.2014 for offence punishable under Section 336 of the Indian Penal Code (in short "IPC") registered at Police Station, Dirbha, District Sangrur on the basis of compromise.

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

A report has been submitted by the Civil Judge (Junior Division), Sunam wherein it has been reported that statements of the petitioner and respondents No.2(complainant) and 3 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.

Counsel for respondent No. 2 and 3 has conceded to the fact that the parties have settled their dispute by way of compromise and respondent Nos. 2 (complainant) and 3 and have got no objection if the aforesaid FIR and proceedings emanating therefrom are ordered to be quashed.

Mr. S.K.Bansal, AAG, Punjab has put in appearance on behalf of respondent No.1. He has not disputed correctness of assertions of the petitioner and respondents No.2 (complainant) and 3 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. 123 dated 13.9.2014 for offence punishable under Section 336 IPC registered at Police Station, Dirbha, District Sangrur and proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

(REKHA MITTAL)
JUDGE

23.01.2015

PARAMJIT