

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-33526 of 2014

Date of decision: 04.09.2015

Amarjeet Kaur

----Petitioner(s)

V/s

State of Punjab and 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 petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of FIR No.32, dated 29.08.2014, for the offences punishable under Sections 406 and 498-A, IPC, registered at Women Police Station, Bathinda (Annexure P-1), on the basis of compromise (Annexure P2), dt. 17.9.14.

This Court vide order dated 03.03.2015, has passed the following order:-

“Parties are directed to appear before the trial Court/Illaqha Magistrate, who shall record the statements of all the affected parties and shall report whether any volunteer compromise has been arrived at between the parties or not.

Report of the trial court /Illaqha Magistrate in this regard be called for 08.04.2015”

Pursuant to the aforesaid order 03.03.2015, the parties have appeared before learned Judicial Magistrate Ist Class, Bathinda, and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Bathinda, 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.

Learned State counsel has also does not dispute the factum of compromise entered between the parties..

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

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, this petition is allowed and FIR No.32, dated 29.08.2014, for the offences punishable under Sections 406 and 498-A, IPC, registered at Women Police Station, Bathinda (Annexure P-1), on the basis of compromise dt. 17.9.14 (Annexure P2), is hereby quashed.

September 04, 2015
Anjal

(HARI PAL VERMA)
JUDGE