

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-38248 of 2012
Date of decision : 20.07.2015

Gursharandeep Singh and others

.....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. R.P.S. Gill, Advocate
for the petitioners

Mr. Deep Singh, AAG Punjab

Mr. Liaqat Ali, Advocate
for respondent No. 2

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 104 dated 15.10.2012 filed under Sections 452/323/354/148/149 IPC registered at Police Station Chamkaur Sahib, District Ropar and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent the statements of parties.

Learned State counsel on instructions submits that petitioners are the accused and respondent No. 2 is the complainant in this case. He further submits that there is one injured

namely shankar, who has not been made party in this case but he has appeared before the trial Court and got recorded his statement with regard to compromise.

No useful purpose would be served to keep the said FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another***, 2007(3) RCR (Criminal) 1052, approved by Hon'ble Apex Court in ***Gian Singh Vs. State of Punjab and others*** (2012) 10 SCC 303, the instant petition is allowed and the aforesaid FIR and all the consequent proceedings arisen out of the same are quashed.

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

20.07.2015

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(ANITA CHAUDHRY)
JUDGE