

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRL. MISC. No.M-35910 OF 2015 (O&M)
DATE OF DECISION : 4th DECEMBER, 2015

Harbhajan Singh @ Matta

.... Petitioner

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Amit Dhawan, Advocate for the petitioner.

Mr. K. S. Aulakh, Assistant Advocate General, Punjab.

Mr. Mandeep Singh, Advocate for respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.355 dated 09.09.2003 registered under Sections 323, 324, 341, 506, 148 and 149 IPC at Police Station Nakodar, District Jalandhar and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-3) arrived at between the parties.

Report has been received from learned SDJM, Nakodar after statements of the parties were recorded regarding the compromise. Learned SDJM has reported that the compromise is voluntary and without any pressure or coercion. Learned SDJM has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that respondent no.2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the 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 consequent proceedings conducted on the basis thereof are quashed qua the petitioner-Harbhajan Singh @ Matta only.

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

4th DECEMBER, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE