

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

CRM-M-36586 of 2014

Date of decision: 26.05.2015

Jeewan Singh

----Petitioner(s)

V/s

The State of Punjab & others

-----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:- Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

Mr. G.S. Rawat, Advocate for respondents No. 2 to 4.

HARI PAL VERMA, J. (Oral)

Prayer in this petition, filed under Section 482 Cr.P.C. is for quashing of FIR No. 36, dated 29.01.2013, registered under Sections 324, 323, 34 IPC and Section 326 (added later on) at Police Station, Dina Nagar, District-Gurdaspur (Annexure P-1), along with all subsequent and consequential proceedings arising out of the FIR, on the basis of compromise dated 11.10.2014 (Annexure P-2).

Accordingly, this Court vide order dated 09.02.2015, had directed the parties to appear before the Area Magistrate on 19.02.2015 or any other day convenient to the Court for recording their statements with regard to compromise. The

Court was further required to send its report about the genuineness of the compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate Ist Class, Gurdaspur and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Gurdaspur, has submitted his report dated 09.04.2015 to the effect that the parties have entered into a compromise voluntarily and the compromise is genuine, voluntary and the same has been effected without any coercion and undue influence.

This fact has not been disputed by learned State Counsel.

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. 36, dated 29.01.2013, registered under Sections 324, 323, 34 IPC and Section 326 (added later on) at Police Station, Dina Nagar, District-Gurdaspur (Annexure P-1) along with all

subsequent and consequential proceedings arising out of the said FIR *qua* the petitioner, are hereby quashed on the basis of compromise.

May 26, 2015
Anjal

(HARI PAL VERMA)
JUDGE