

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

CRM-M-40934 of 2013

Date of decision: 23.04.2015

Iqbal Singh & others

-----Petitioner (s)

V/s

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. J.S. Sandhu, Advocate
for the petitioner(s).

Mr. R.S. Nain, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.77 dated 25.7.2006 under Sections 452/323/34 IPC registered at Police Station Sadar Bathinda (Annexure P-1) along with all other consequential proceedings arising therefrom on the basis of compromise dated 2.11.2013 (Annexure P-3).

This Court vide order dated 3.9.2014 had passed the following order:-

"This is a petition for quashing the FIR on the basis of compromise.

The parties are directed to appear before the appellate Court/Illaqia Magistrate on 10.09.2014

and the appellate Court/ Illaqua shall record the statement of all the effected parties and shall report whether any volunteer compromise has been arrived at between the parties or not ?

Report of the appellate Court/Illaqua Magistrate in this regard be called for the date fixed."

Pursuant to aforesaid order dated 3.9.2014, parties have appeared before learned Additional Sessions Judge, (Fast Track Court), Bathinda and have got their statements recorded. On the basis of the statements so recorded, learned Additional Sessions Judge has forwarded his report dated 15.9.2014 to the effect that the compromise entered between the parties is genuine and the same has been effected voluntarily without any force and pressure.

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

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.77 dated 25.7.2006 under Sections 452/323/34 IPC registered at Police Station Sadar Bathinda (Annexure P-1) along with all other consequential proceedings

arising therefrom are quashed on the basis of compromise dated
2.11.2013 (Annexure P-3).

April 23, 2015
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(HARI PAL VERMA)
JUDGE