

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3910 of 2015 (O&M)
Date of Decision: 08.05.2015

Ravi Kapoor

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

- 1. *Whether Reporters of the local papers may be allowed to see the judgment?***
- 2. *To be referred to the Reporters or not?***
- 3. *Whether the judgment should be reported in the digest?***

Present: Mr. Bhim Singh, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. AG, Haryana
for the State.

Mr. Parminder Singh, Advocate
for the complainant.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.412 dated 20.12.2013 under Sections 341, 354, 509, 354 (A) (i) e IPC, Police Station Butana, District Karnal and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court has been received after

recording the statements of parties, alongwith original statements. It is reported that compromise is voluntary and without any coercion or undue influence.

Reply by way of affidavit of Raj Kumar, Deputy Superintendent of Police, City Karnal has been filed on behalf of respondent No.1.

Learned State counsel on instructions from ASI Rishu Parkash submits that petitioner is the only accused in this FIR, which was recorded by respondent No.2 who is the only aggrieved person.

No useful purpose would be served in continuing the proceedings in this case in view of the compromise arrived at between them.

Following the principles laid down by the Full Bench judgement 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.412 dated 20.12.2013 under Sections 341, 354, 509, 354 (A) (i) e IPC, Police Station Butana, District Karnal and the subsequent proceedings conducted on the basis thereof, are quashed.

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

(R.P. Nagrath)
Judge

08.05.2015
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