

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-39446 of 2014
Date of decision : 28.04.2015

Gursewak Singh

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ramesh Sharma, Advocate
for the petitioner

Mr. Deep Singh, AAG Punjab

Mr. Pritpal Singh Miglani, Advocate
for respondents No. 2 and 3

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 161 dated 22.12.2013 filed under Sections 452, 324, 323, 427, 506, 148, 149 IPC registered at Police Station Lohian, District Jalandhar 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 petitioner is the accused and respondents No. 2 and 3 are the complainant/aggrieved persons in this case.

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 consequent proceedings are quashed qua the petitioner.

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

28.04.2015

reena

(ANITA CHAUDHRY)
JUDGE