IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-41126 of 2014 (O&M)
Date of Decision: 23.03.2015

Buta Singh and another

...Petitioners

Versus

State of Punjab 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. Gaurav Singla, Advocate
for the petitioner.

Mr. Gazi Mohd., AAG, Punjab
for the State.

Mr. Govinder S. Beri, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.71 dated 01.09.2013 under Sections 324, 34 IPC, Police Station Dharamgarh, District Sangrur 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 statements of parties, alongwith original statements. It is reported that compromise is voluntary and without any coercion or undue influence.

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Learned State counsel on instructions from ASI Hardev Singh submits that petitioners are 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.71 dated 01.09.2013 under Sections 324, 34 IPC, Police Station Dharamgarh, District Sangrur 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

23.03.2015
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