

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

**Criminal Misc. No. M-41134 of 2014
Date of Decision:-11.5.2015**

Harbhajan Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

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. Ramandeep Sandhu, Advocate
for the petitioners.

Mr. Gurinderjit Singh, Deputy A.G., Punjab.

Mr. L.S. Bhuccar, Advocate
for respondents No.2 and 3.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.118 dated 6.10.2014, under Sections 324, 323, 452, 148, 149 IPC, registered at Police Station Kartarpur, District Jalandhar (Annexure P-1) on the basis of compromise dated 22.10.2014 (Annexure P-2).

Vide order dated 02.12.2014, this Court has directed the parties to appear before the Illaqa Magistrate to get their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 2.12.2014, the parties have appeared before the learned Magistrate on 23.1.2015 and 31.1.2015 for getting their statements recorded.

The report received from the learned Chief Judicial Magistrate, Jalandhar, reveals that the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence.

Learned State counsel as well as learned counsel for the complainant does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties dated 22.10.2014 and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another** **2007(3) RCR (Crl.) 1052 (P & H)**, this petition is accepted and FIR No.118 dated 6.10.2014, under Sections 324, 323, 452, 148, 149 IPC, registered at Police Station Kartarpur, District Jalandhar and the consequential proceedings arising therefrom are hereby quashed.

May 11, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE