

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-41332 of 2014

Date of decision: 13.05.2015

Ram Singh

----Petitioner(s)

V/s

State of Punjab and another

-----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. M.S. Uppal, Advocate for the petitioners.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. Inderjit Sharma, Advocate for the respondent
No.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition is for quashing of FIR No. 90, dated 21.08.2014, under Section 295-A IPC, and Section 67 of Information & Technology Act, registered at Police Station, Baretta, Tehsil Budhlada, Distt. Mansa, on the basis of compromise (Annexure P-2) dated 21.11.2014.

This Court vide order dated 24.03.2015, had directed the parties to appear before the Illaqa Magistrate to get their statements recorded and the trial Court was directed to submit its report about the genuineness of the compromise, as per the statements of parties so recorded.

Accordingly, the parties have appeared before learned Judicial Magistrate Ist Class, Budhala and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Budhala, has submitted his report to the effect that the compromise entered between the parties is genuine, voluntary and the same has been effected without any coercion and undue influence.

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

Accordingly, 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. 90, dated 21.08.2014, under Section 295-A IPC, and Section 67 of Information & Technology Act, registered at Police Station, Baretta, Tehsil Budhlada, Distt. Mansa, and all the subsequent proceedings arising therefrom *qua* the petitioner, are hereby quashed on the basis of compromise dated 21.11.2014 (Annexure P-2).

May 13, 2015
Anjal

(HARI PAL VERMA)
JUDGE