

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-41348 of 2014
Date of decision : 23.04.2015

Jagjit Singh and others

.....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sanjeev Kumar Bawa, Advocate
for the petitioners.

Mr. K.S. Aulakh, AAG Punjab

Mr. Sandeep Arora, Advocate
for respondent No. 2

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 71 dated 05.06.2010 filed under Sections 406, 498-A, 420 IPC registered at Police Station Goraya, District Jalandhar and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners informs that petitioner No. 1 had come to India and he was granted anticipatory bail and he had appeared in the divorce proceedings and divorce had been granted under Section 13-B of the Hindu Marriage Act.

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 petitioners are the accused and respondent No. 2 is the complainant/aggrieved person in this case. He further submits that none of the petitioners were declared proclaimed offender.

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 complaint and all consequent proceedings conducted on the basis thereof are quashed qua the petitioners.

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

23.04.2015

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**(ANITA CHAUDHRY)
JUDGE**