

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

CRM-M-44087 of 2013.

Decided on:-August 21, 2015.

Gurlat Singh.

.....Petitioner.

Versus

State of Punjab and another

.....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. G.S. Chahal, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. Sukhwinder Singh Chatrath, Advocate
for respondent No.2.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.181 dated 15.12.2011 under Section 3 of the Prevention of Damage to Public Property Act, 1984 registered at Police Station Garhshankar, District Hoshiarpur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 25.11.2013 (Annexure P-2).

This Court vide order dated May 05, 2014 had directed the parties to appear before the trial Court 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 so recorded.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate 1st Class, Garhshankar and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 21.5.2014 to the effect that the compromise entered between the parties is genuine and the same has been effected between the parties voluntarily, without any coercion, duress and undue influence.

Learned counsel for the parties are not in dispute that the matter has been compromised between the parties.

Learned counsel for the petitioner states that the wall which was demolished by the petitioner has been reconstructed and the amount of Rs.6,000/- has been paid by the petitioner for construction of the wall. He further submits that the civil suit filed by the father of the petitioner has also been withdrawn.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10***

SCC 303, this petition is allowed and F.I.R. No.181 dated 15.12.2011 under Section 3 of the Prevention of Damage to Public Property Act, 1984 registered at Police Station Garhshankar, District Hoshiarpur (Annexure P-1) and all subsequent proceedings arising therefrom is quashed, on the basis of compromise dated 25.11.2013 (Annexure P-2).

August 21, 2015
'Yag Dutt'

(HARI PAL VERMA)
JUDGE