

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-42267-2014 (O&M)
Date of Decision: 21.08.2015

Satpal Singh @ Raju & Anr.

...Petitioners

Versus

State of Punjab & Anr.

...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. Arvind Kashyap, Advocate
for the petitioners.

Mr. Gurveer Sidhu, AAG, Punjab
for the State.

Mr. Sudesh Saini, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

On the prayer made by learned counsel for the petitioners, Section 471 IPC be also added as one of the offences in the head note as well as in the prayer clause.

Registry to do the needful.

The instant petition has been filed for quashing FIR No.198 dated 28.12.2006 under Sections 406, 420, 467, 468, 471 IPC, Police Station Gobindgarh, District Fatehgarh Sahib 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.

Learned State counsel on instructions from ASI Charanjit 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 with 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.198 dated 28.12.2006 under Sections 406, 420, 467, 468, 471 IPC, Police Station Gobindgarh, District Fatehgarh Sahib 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

21.08.2015
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