

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

**Crl. Misc. No.M-4310 of 2015
Date of decision : 08.05.2015**

Avtar Singh @ Bhag

.....Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sushma Chopra, Advocate
for the petitioner.

Mr. K.S. Aulakh, AAG, Punjab.

Mr. J.S. Thind, Advocate
for respondent no.2.

ANITA CHAUDHRY, J.

The instant petition is for quashing of FIR No.174 dated 23.08.2014 registered under Sections 406, 420, 471 IPC, Police Station Dakha, Ludhiana, District Ludhiana and the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Report has been received from the Illaqa Magistrate after statements of the parties were recorded regarding the compromise. The Illaqa Magistrate has reported that the compromise is voluntary and without any pressure or coercion. The Illaqa Magistrate has also sent the statements of parties and copy of the compromise Ex.DA.

Learned counsel for the State on instructions submits that petitioner is the only accused and respondent no.2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the Illaqa Magistrate 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 FIR and all consequent proceedings conducted on the basis thereof are quashed.

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

08.05.2015
sunil

(ANITA CHAUDHRY)
JUDGE