

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

Crl. Misc. No.M-4366 of 2014

Date of decision : 25.05.2015

Balwinder Singh (since deceased) and others

.....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gurinder Singh Brar, Advocate for
Mr. Sukhdeep Parmar, Advocate
for the petitioners.

Mr. Deep Singh, Addl. A.G., Punjab.

Mr. Mohd. Yousaf, Advocate with
Mr. S.S. Rangi, Advocate
for respondent nos.2 & 3.

ANITA CHAUDHRY, J.

The instant petition is for quashing of FIR No.119 dated 04.07.2011 registered under Sections 419, 420, 467, 468, 471, 120-B IPC, Police Station Kotwali Nabha, District Patiala 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 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 copy

of the statements of parties. As per the report, petitioner no.1 Balwinder Singh son of Naranjan Singh has died.

Learned counsel for the State on instructions submits that present petitioners are the only accused and respondent nos.2 & 3 are the only aggrieved persons in this FIR.

No useful purpose would be served to keep the 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 FIR and all consequent proceedings conducted on the basis thereof are quashed qua petitioners no. 2 to 5.

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

25.05.2015
sunil

(ANITA CHAUDHRY)
JUDGE