

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-43893 of 2014 (O&M)
Date of Decision: 24.08.2015

Rohit and another

...Petitioners

Versus

State of Haryana and another

...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. Abhishek Sethi, Advocate
for the petitioners.

Mr. S.S. Pannu, DAG, Haryana
for the State.

Mr. Amit Kohar, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

CRM No.27053 of 2015

Application is allowed and statement of the doctor
alongwith documents Annexure P-3 (colly) is taken on record subject
to all just exceptions.

CRM No.M-43893 of 2014

The instant petition has been filed for quashing FIR
No.637 dated 08.12.2013 under Sections 323, 325, 308, 427, 506

IPC, Police Station City Yamuna Nagarg and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court dated 27.01.2015 has already been received after recording statements of parties, alongwith original statements. That report was sent in deference to the order dated 13.01.2015 passed by this Court. It is reported that compromise is voluntary and without any coercion or undue influence and the same would promote goodwill and harmonious relations between the parties.

Learned State counsel on instructions from ASI Mem Singh submits that there was no opinion of the doctor in the instant case finding any injury on the person of injured to be dangerous to life. He further submits that petitioners are the only accused in this FIR, which was recorded by respondent No.2 who is the only injured.

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.637 dated 08.12.2013 under Sections 323, 325, 308, 427, 506 IPC, Police Station City Yamuna Nagar 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.

24.08.2015
sk

(R.P. Nagrath)
Judge