

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

**Criminal Misc. No.44009 of 2014 (O&M)  
Date of Decision: 08.12.2015**

**AVTAR SINGH AND OTHERS**

**...Petitioner(s)**

**Versus**

**STATE OF PUNJAB AND ANOTHER**

**...Respondent(s)**

**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. Chandan Deep Singh, Advocate  
for the petitioners.

Mr. Sultan Singh Gill, DAG, Punjab.

\*\*\*\*\*

**HARI PAL VERMA J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.48 dated 27.05.2013 under Sections 420, 465, 467, 468, 471, 120 B of the Indian Penal Code, 1860 registered at Police Station Jodhan, Ludhiana Rural (Annexure P-1) and consequential proceedings arising therefrom, on the basis of compromise deed dated 02.04.2014 (Annexure P-2).

This Court vide orders dated 18.02.2015 and 06.08.2015 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded with regard to compromise and the Illaqa

Magistrate/trial Court was directed to submit its report regarding the genuineness of the compromise.

Pursuant to the aforesaid order dated 18.02.2015 and 06.08.2015, the parties have appeared before Judicial Magistrate Ist Class, Ludhiana and have got their statements recorded. On the basis of the statements so recorded, learned Judicial Magistrate Ist Class, Ludhiana has forwarded his report dated 23.11.2015 to the effect that the parties have entered into the compromise voluntarily, without any pressure or coercion and the same appears to be genuine. The statement of the complainant-Jagtar Singh reads as under:-

*‘That an FIR no.48 dated 27.05.2013 was registered at PS Jodhan against the accused Avtar Singh S/o Kapoor Singh, Kapoor Singh S/o Harnam Singh and Rakesh Kumar S/o Tarsem Lal. I am the complainant of the above said FIR. With the intervention of the respectables, I have compromised the matter with the accused voluntarily without any pressure or any threat accused have preferred quashing petition before Hon’ble Punjab and Haryana High Court the compromise is genuine. I have no objection if the case FIR and other consequential proceedings against the accused may be quashed. Copy of the compromise is Ex.C1 and copy of my Aadhar card is Ex.C2.’*

**RO & AC**

**Mandeep Singh**  
**JMIC/27.02.2015**

There is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant FIR.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007 (3) RCR (Criminal) 1052 (P&H), as 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 of FIR No.48 dated 27.05.2013 under Sections 420, 465, 467, 468, 471, 120 B of the Indian Penal Code, 1860 registered at Police Station Jodhan, Ludhiana Rural (Annexure P-1) and consequential proceedings arising therefrom are quashed, *qua* the petitioners, in view of compromise deed dated 02.04.2014 (Annexure P-2).

**December 08, 2015**  
rajneesh

**( HARI PAL VERMA )**  
**JUDGE**