

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

**Criminal Misc. No. M-44236 of 2014
Date of Decision:-25.5.2015**

Shamsher Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

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. Varun Sharma, Advocate
for the petitioners.

Mr. Sultan Singh Gill, DAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.96 dated 14.7.2012, under Sections 452, 323, 506, 148 and 149 IPC, registered at Police Station Sohana, District S.A.S. Nagar (Mohali) (Annexure P-1) and all consequential proceedings on the basis of compromise dated 8.12.2014 (Annexure P-3).

Vide order dated 24.12.2014, this Court has directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 24.12.2014, the parties have appeared before the learned Magistrate for getting their statements recorded.

The report received from the learned Judicial Magistrate 1st Class, Mohali dated 29.4.2015, reveals that the compromise has been effected between the parties without any undue pressure.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties dated 08.12.2014 and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another** **2007(3) RCR (Crl.) 1052 (P & H)**, this petition is accepted and FIR No.96 dated 14.7.2012, under Sections 452, 323, 506, 148 and 149 IPC, registered at Police Station Sohana, District S.A.S. Nagar (Mohali) and the consequential proceedings arising therefrom are hereby quashed qua petitioners.

May 25, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE