

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

CRM-M-4872-2015

Date of decision :20.07.2015

JATINDER KUMAR@ VICKY

.....PETITIONERS(S)

Versus

STATE OF PUNJAB & ANR.

...RESPONDENTS(S)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. R.K. Arya, Advocate
for the petitioner.

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

Mr. S.S. Kainth, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.16 dated 25.01.2014 registered under Section 420, 120-B IPC, Police Station Dhariwal, Gurdaspur and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the CJM, Gurdaspur 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. Trial Court has also reported that there is another accused, namely, Charanjit Singh who is not a petitioner.

Learned counsel for the State on instructions submits

that 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 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 the petitioner only.

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

July 20, 2015

ps-l

(ANITA CHAUDHRY)
JUDGE