

THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-644-2015

Decided on : 25.03.2015

Narender Kaur and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.D.K.Bhatti, Advocate for the petitioners.
Mr.Gurinderjit Singh, DAG, Punjab.
Mr.Puneet Singla, Advocate for respondent No.4.

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?

Hari Pal Verma, J. (Oral)

Prayer in the present petition is for quashing of FIR No.26 dated 03.04.2010 registered at Police Station Bhogpur, Jalandhar (Annexure P-1) on the basis of compromise dated 10.03.2014 (Annexure P-2) qua section 452 IPC.

Learned counsel for the petitioner states that so far as other Sections mentioned in the FIR are concerned, FIR qua Sections 323, 380, 427, 506, 148, 149 IPC has already been quashed by this Court vide order dated May 19, 2014 (Annexure P/3). Since Section 452, IPC was omitted in the quashing order, necessity of filing the present petition has arisen.

This Court vide order dated January 13, 2015, has directed the parties to appear before the trial Court/Illaq Magistrate on 23.01.2015 and the trial Court/Illaq Magistrate was directed to record

the statement of all the effected parties and and to report a report whether any volunteer compromise has been arrived at between the parties or not.

In compliance of the order dated 13.01.2015 passed by this Court, the Judicial Magistrate 1st Class, Jalandhar, has submitted a report dated 29.01.2015 vide which it is mentioned that parties have appeared before the trial Court and gave their statements without any pressure and with their free will in respect of compromise effected between them.

Learned State counsel has also admitted the factum of compromise effected between the parties. After perusing the statements of the parties and the report of Judicial Magistrate 1st Class, Jalandhar, learned State counsel has submits that he has no objection if the impugned FIR is quashed.

Keeping in view the factum of the compromise effected between the private parties and the law laid down by Full Bench of this Court in the case of Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) RCR (Criminal), 1052, (P&H), this petition is accepted and FIR No.26 dated 03.04.2010 registered at Police Station Bhogpur, Jalandhar (Annexure P-1) on the basis of compromise dated 10.03.2014 (Annexure P-2) qua section 452 IPC, is also quashed.

Petition is accordingly allowed.

[Hari Pal Verma]
Judge

25.03.2015
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