

IN THE HIGH COURT OF PUNJAB AND HARYANA,  
AT CHANDIGARH

249

**CRM-M-6693 of 2015**

Decided on : .04.05.2015

*Jiwan Singla and others*

*... Petitioners*

*Versus*

*State of Punjab and another*

*... Respondents*

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.P.S.Mirpur, Advocate  
for the petitioners.

Mr.R.S.Nain, AAG, Punjab.

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

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.61,  
Dated 16.12.2014 under Sections 406, 498-A, IPC registered at  
Women Police Station, Bathinda, on the basis of compromise dated  
22.12.2014

On March 02,2015, this Court has passed the following  
order:-

“This is a petition under Section 482 Cr.P.C. for quashing of FIR No.61 dated 16.12.2014 under Sections 406, 498-A IPC registered at Women Police Station, Bathinda, on the basis of compromise dated 22.12.2014.

Notice of motion.

At this stage, Mr. S.S. Sodhi, Advocate puts in appearance on behalf of respondent no.2.

At the asking of the Court, Mr. Gurwinder Jit Singh, DAG, Punjab accepts notice on behalf of

respondent no.1-State. Counsel for the petitioners undertakes to supply a copy of the paper-book to learned State counsel during the course of the day.

Since it is a quashing petition on the basis of compromise, parties are directed to appear before the CJM/Duty Magistrate, Bathinda on 6.4.2015 and get their statements recorded before him.

On the basis of their statements, learned CJM/Duty Magistrate, Bathinda shall submit his report to this Court on or before 4.5.2015.

List on 4.5.2015..”

In compliance of the above order passed by this Court, the Chief Judicial Magistrate, Bathinda, has submitted a report dated 08.04.2015 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 Chief Judicial Magistrate, Bathinda, learned State counsel submits that he has no objection if the impugned FIR is quashed.

Heard.

The petitioners have been booked for having committed the offence punishable under Sections 406, 498-A, IPC. They have now amicably effected the compromise with the complainant. The learned Chief Judicial Magistrate, Bathinda has recorded the statements of the parties with regard to compromise and the report has also been received in this regard. Therefore, continuation of the trial arising out of the impugned FIR would be a sheer abuse of the process of law because chances of conviction are bleak.

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.61, Dated 16.12.2014 under Sections 406, 498-A, IPC registered at Women Police Station, Bathinda is quashed.

Petition is accordingly allowed.

**[ Hari Pal Verma ]**  
**Judge**

04.05.2015  
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