

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

CRL. MISC. No.M-8444 OF 2015 (O&M)
DATE OF DECISION : 1st OCTOBER, 2015

Nishan Singh & others

.... Petitioners

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Damanjit Singh Sandhu, Advocate for the petitioners.

Mr. Deep Singh, Assistant Advocate General, Punjab.

Ms. Satwant Mehta, Advocate for respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.74 dated 04.09.2013 registered under Sections 382, 326, 323 & 506 IPC read with Sections 148 and 149 IPC at Police Station Harike, District Tarn Taran and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

Report has been received from learned JMIC, Patti after statements of the parties were recorded regarding the compromise. Learned JMIC, Patti has reported that the compromise is voluntary and without any pressure or coercion. Learned JMIC, Patti has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and 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.

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

1st October, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE