

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

CRM-M-8529 of 2015

Date of decision: 23.04.2015

Lakhmi Chand Sethi & anr.

-----Petitioner (s)

V/s

State of Haryana & anr.

-----Respondent(s)

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. Namit Khurana, Advocate
for the petitioner(s).

Mr. Anmol Malik, AAG, Haryana.

Mr. Sanchit Punia, Advocate
for respondent no.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.56 dated 24.6.2014 under Section 306 IPC registered at Police Station GRP Panipat, District Panipat (Annexure P-1) along with all other consequential proceedings arising therefrom on the basis of compromise dated 3.3.2015 (Annexure P-2).

Vide order dated 19.3.2015, this Court had passed the following order:-

*“Prayer in this petition filed under Section 482
Cr.P.C. is for quashing of FIR No.56 dated 24.6.2014*

under Sections 306 IPC registered at Police Station GRP Panipat, Distt. Panipat (Annexure P1), on the basis of compromise dated 3.3.2015 (Annexure P2).

Notice of motion.

Since it is a quashing petition on the basis of compromise, parties are directed to appear before the Illaqa Magistrate on 30.3.2015 and get their statements recorded before him/her.

The Illaqa Magistrate is directed to submit a report on or before the next date of hearing containing the following information as well:-

- (i) Number of persons arrayed as accused in FIR.*
- (ii) Whether any accused is proclaimed offender.*
- (iii) Whether the compromise is genuine, voluntary, and without any coercion or undue influence.*

List on 23.4.2015.”

Pursuant to aforesaid order dated 19.3.2015, parties have appeared before learned Chief Judicial Magistrate, Panipat and have got their statements recorded. On the basis of the statements so recorded, learned Chief Judicial Magistrate, Panipat has forwarded his report dated 1.4.2015 to the effect that the compromise entered between the parties is genuine and the same has been effected voluntarily without any force and pressure.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

Following the principles laid down by the Full Bench

judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007 (3) RCR (Criminal) 1052 (P&H) and approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others**, (2012)10 SCC 303, this petition is allowed and FIR No.56 dated 24.7.2014 under Section 306 IPC registered at Police Station GRP Panipat, District Panipat (Annexure P-1) along with all other consequential proceedings arising therefrom are quashed on the basis of compromise dated 3.3.2015 (Annexure P-2).

April 23, 2015
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(HARI PAL VERMA)
JUDGE