

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

**Criminal Misc. No. M-9648 of 2015
Date of Decision:-17.8.2015**

Nirmalpreet Singh @ Panku

...Petitioner

Versus

State of Punjab and another

...Respondents

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. Vipin Mahajan, Advocate
for the petitioner.

Mr. P.S. Madahar, AAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.200 dated 22.10.2011, under Sections 326, 324, 323 and 379 read with Section 34 IPC, registered at Police Station Dinanagar, District Gurdaspur, Punjab (Annexure P-1) along with all consequential proceedings arising therefrom on the basis of compromise in the shape of affidavit of complainant Ashok Kumar dated 18.12.2014 (Annexure 3).

Vide order dated 27.3.2015, this Court has directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 27.3.2015, the parties have

appeared before the learned Magistrate on 1.4.2015 for getting their statements recorded.

The report dated 1.4.2015 received from the learned Judicial Magistrate 1st Class, Gurdaspur reveals that the compromise has been effected between the parties without any undue pressure.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties and the law laid down by this Court in the case of ***Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)***, this petition is accepted and FIR No.200 dated 22.10.2011, under Sections 326, 324, 323 and 379 read with Section 34 IPC, registered at Police Station Dinanagar, District Gurdaspur, Punjab and the consequential proceedings arising therefrom are hereby quashed qua petitioner.

The petition is disposed of.

August 17, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE