

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

CRL. MISC. No.M-9669 OF 2015 (O&M)
DATE OF DECISION : 29th SEPTEMBER, 2015

Mohinder Singh

.... Petitioner

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Vivek Goel, Advocate for the petitioners.

Mr. Deep Singh, Assistant Advocate General, Punjab.

Mr. Nitin Rampal, Advocate
for the complainant-respondent No.2.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.94 dated 20.06.2009 registered under Sections 406 and 420 IPC at Police Station Dharamkot, District Moga 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, Moga after statements of the parties were recorded regarding the compromise. Learned JMIC, Moga has reported that the compromise is voluntary and without any pressure or coercion. Learned JMIC, Moga has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioner is 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.

29th September, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE