

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No.M-11593 of 2016
Date of Decision: 03.06.2016

Amardeep Singh

...Petitioner(s)

Versus

Kuldeep Gandotra @ Kuldeep Kumar Gandotra

...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:- Ms. Lovedeep Kaur, Advocate for
Mr. B.S. Bhalla, Advocate
for the petitioner.

Ms. Jasmine, Advocate for
Mr. Harkaran Singh, Advocate
for the respondent.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of Complaint No.RBT-192 dated 19.10.07/23.4.2012 titled as 'Kuldip Gandotra Vs. Amardeep Singh' (Annexure P-1) under Sections 419, 420, 465, 467, 468, 471 of the Indian Penal Code, 1860 and consequential proceedings arising therefrom on the basis of compromise/affidavit dated 15.3.2016 (Annexure P-3).

This Court vide order dated 4.4.2016 had directed the parties to appear before the trial Court to get their statements recorded with regard

to compromise and the trial Court was directed to submit its report regarding the compromise so effected.

Pursuant to the aforesaid order dated 4.4.2016, the parties have appeared before Chief Judicial Magistrate, Amritsar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded her report dated 26.5.2016 to the effect that the parties have willfully settled their differences and reached at *bona fide* compromise without any pressure and the same is genuine.

The statement of Kuldip Gandotra @ Kuldip Kumar Gandotra, complainant reads as under:-

“I have got filed criminal complaint titled as Kuldip Gandotra Vs. Amardeep Singh under Sections 419, 420, 465, 467, 468, 471 of the Indian Penal Code pertaining to police station, Civil Lines, Amritsar against the accused Amardeep Singh and now, with intervention of the respectables the entire matter between me and the accused has been amicably settled. I have arrived at the compromise with the accused at my own free will and without any pressure or coercion. There is no other case pending except the present one. I have got no objection if the proceedings in the above said criminal complaint be quashed.

RO & AC

Sd/-

Identified by Sh. A.K. Vermani, Advocate

Sd/-

Sd/-

Yukti Goyal,

CJM 26.4.2016”

Learned counsel for the respondent-complainant also admits the factum of compromise between the parties.

There is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant complaint.

Accordingly, 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), as 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 Complaint No.RBT-192 dated 19.10.07/23.4.2012 titled as 'Kuldip Gandotra Vs. Amardeep Singh' (Annexure P-1) under Sections 419, 420, 465, 467, 468, 471 of the Indian Penal Code, 1860 and consequential proceedings arising therefrom are quashed, *qua* the petitioner, in view of compromise/affidavit dated 15.3.2016 (Annexure P-3).

June 03, 2016
AK

(HARI PAL VERMA)
JUDGE