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

CRM-M-14264-2016

Date of decision:04.11.2016

Jaswinder Kaur and others

... Petitioners

versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Zorawar Singh Chauhan, Advocate,
for the petitioners.

Mr. P.S. Madahar, AAG, Punjab,
for respondent No.1.

Mr. Hardeep Singh, 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 F.I.R. No.198 dated 06.11.2015 under Sections 452, 323, 506, 149 IPC, registered at Police Station Mehatpur, District Jalandhar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 09.02.2016 (Annexure P-2).

This Court vide order dated 28.04.2016 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Nakodar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 20.05.2016 to the effect that the compromise effected between parties is voluntary, without any pressure or coercion and is genuine one.

Respondent No.2-complainant, namely, Jagdish Kaur has made her statement with regard to compromise before learned Magistrate on 19.05.2016. The same is reproduced as under:-

“I have compromised with all accused persons in the above mentioned case in the presence of respectable persons of both the parties. The compromise is voluntarily, without any inducement, threat, pressure or coercion. Now there is no grudge against the accused party. I do not want to take any action against the accused in the present case. I have got no objection, if the present FIR against the accused Jaswinder Kaur wife of Sarabjit Singh, Sarabjit Singh son of Lachhkar Singh, Bhupinder Singh son of Sarabjit Singh, Sandeep Kaur wife of Bhupinder Singh all residents of village Bara Pind, Tehsil Phillaur, P.S. Goraya, District Jalandhar and Kulvir Kaur wife of Dalwinder Singh resident of Sanghe Khalsa, P.S. Noormahal, Tehsil Phillaur, District Jalandhar at present residing in England, be quashed by the Hon'ble High Court of Punjab and Haryana at Chandigarh. The present compromise has been taken place with the free consent and without any pressure. The compromise is Ex.C1.”

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

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

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble

Supreme Court in **Gian Singh Versus State of Punjab and others (2012)**
10 SCC 303, this petition is allowed and F.I.R. No.198 dated 06.11.2015
under Sections 452, 323, 506, 149 IPC, registered at Police Station
Mehatpur, District Jalandhar (Annexure P-1) and all subsequent
proceedings arising therefrom are quashed qua the petitioners on the basis
of compromise dated 09.02.2016 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

04.11.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.