

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

**CRM-M-17905 of 2016(O&M)
Date of decision: 22.12.2016**

Kewal Singh and others

..Petitioners

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr.A.S.Manaise, Advocate,
for the petitioners.

Mr. J.S.Bhullar, AAG, Punjab

Mr. Gagandeep Singh, Advocate
for respondents no.2 and 3.

ANITA CHAUDHRY, J. (Oral)

The instant petition is for quashing of FIR No.88, dated 16.08.2014, under Sections 498A, 420, 406, 506 and 34 IPC, Police Station Arniwala, District Fazilka and all the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the parties have voluntarily, without any pressure or coercion entered into the compromise and the said compromise is genuine. The trial court has also sent original statements of parties.

Learned counsel for the State on instructions submits that

petitioners are the only accused and respondents no.2 and 3 are 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 v. 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 qua the petitioners.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

December 22, 2016
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(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No