

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

**Crl. Misc. No.M-20050 of 2016 (O&M)**

**Date of decision : 21.12.2016**

Gurwinder Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY**

Present: Mr. Harshit Jain, Advocate  
for the petitioner.

Mr. K.S. Aulakh, AAG, Punjab.

Mr. Tarun, Advocate for  
Mr. Manoj Kumar Pundir,  
for respondent No. 2.

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**ANITA CHAUDHRY, J(ORAL)**

The instant petition is for quashing of FIR No.40 dated 17.03.2014 registered under Section 498-A of IPC, Police Station City Sunam 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 compromise is genuine, out their free will and without any pressure or coercion. The trial Court has also sent the statements of the 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 qua the petitioner.

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

**(ANITA CHAUDHRY)**  
**JUDGE**

**December 21, 2016**  
M.Negi

**Whether speaking/reasoned : Yes/No**

**Whether reportable : Yes/No**