

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

**Crl. Misc. No.M-20114 of 2016 (O&M)
Date of decision : 21.12.2016**

Rajan Kumar @ Rajan Kapoor & Ors.

...Petitioners

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Ms. Navneet Kaur Chahal , Advocate
for the petitioners.

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

Mr. K.S. Rana, Advocate for
Mr. Hemraj Bhardwaj, Advocate
for respondents No.2.

ANITA CHAUDHRY, J.(ORAL)

The instant petition is for quashing of the FIR No.48 dated 02.05.2016 under Sections 498-A, 323, 354, 506 and 34 IPC at Police Station Passiana Distt. Patiala 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 voluntary and without any pressure or coercion. The trial Court has also sent statements of parties and copy of the compromise.

Learned counsel for the State on instructions submits that

petitioners are the only accused and respondents No.2 is the only aggrieved person in the 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 petitioners.

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