

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

CRM-M-213 of 2016
Decided on:-10.03.2016.

Lalit Kumar and another

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

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:- Mr. Naresh Jain, Advocate
for the petitioners.

Mr. R.S.Nain, AAG, Punjab.

Mr. P.S.Bhinder, 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.111 dated 27.10.2014 under Sections 364/511/341/427/323/34 IPC registered at Police Station Gidderbaha, District Muktsar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise.

This Court vide order dated January 07, 2016 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the Illaqa Magistrate/trial Court was directed to submit its report qua the genuineness of the compromise along with copies

of the statements.

Pursuant to the aforesaid order, the parties have appeared before learned Sub Divisional Judicial Magistrate, Gidderbaha and got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 29.02.2016 to the effect that the compromise has been arrived at between the parties voluntarily and without any pressure or coercion from any corner.

The factum of compromise between the petitioners and respondent No.2-complainant has not been disputed by learned State counsel as well as learned counsel for respondent No.2.

The respondent No.2-complainant, Sunny Singla has made the following statement before learned Magistrate on 22.1.2016:-

“Stated that the FIR no.111 dated 27.10.2014 was registered upon my statement against Lalit Kumar son of Dharam Pal and Dharam Pal son of Des Raj. After registration of the FIR, we have reached at a compromise. The compromise has been effected with the intervention of the common relatives and friends. I have reached at this compromise after evaluating my welfare. I am making this statement with my own free will and without any kind of pressure, coercion etc. Our compromise is genuine and voluntarily. I shall raise no objection if the FIR no.111 dated 27.10.2014 is quashed as the compromise is beneficial for us.”

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.111 dated 27.10.2014 under Sections 364/511/341/427/323/34 IPC registered at Police Station Gidderbaha, District Muktsar (Annexure P-1) and all consequential proceedings arising therefrom are quashed on the basis of compromise.

March 10, 2016
Vinay

(HARI PAL VERMA)
JUDGE