

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-21670 of 2015

Date of Decision: 04.05.2016

Satinder Kumar Puri & another

...Petitioner(s)

Versus

State of Punjab & another

...Respondent(s)

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. Vinay Pandey, Advocate for
Mr. Abhinav Gupta, Advocate
for the petitioners.

Mr. P.S. Madahar, AAG, Punjab.

Mr. Surinder Sharma, 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 FIR No.41 dated 21.2.2015 under Sections
447/420/120-B IPC registered at P.S. NRI, Jalandhar (Annexure
P-1) and consequential proceedings arising therefrom, on the
basis of compromise dated 14.3.2015 (Annexure P-2).

This Court vide order dated 1.3.2016 had directed the
parties to appear before the Chief Judicial Magistrate, Jalandhar

to get their statements recorded with regard to compromise and learned Chief Judicial Magistrate was directed to submit his report regarding the genuineness of the compromise so effected on the basis of statements so recorded.

Pursuant to the aforesaid order dated 1.3.2016, the parties have appeared before learned Chief Judicial Magistrate, Jalandhar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded his report dated 17.3.2016 to the effect that the compromise is genuine and valid and the same has been entered into voluntarily without any pressure or coercion from any side.

Learned counsel for respondent no.2 also admits the factum of the compromise between the parties and has no objection to the FIR being quashed.

Learned State counsel submits that even challan has not been presented in the instant case.

There is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant FIR.

Accordingly, following 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 (P&H), as approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others**, (2012)10 SCC 303, this petition is

allowed and FIR No.41 dated 21.2.2015 under Sections 447/420/120-B IPC registered at P.S. NRI, Jalandhar (Annexure P-1) and consequential proceedings arising therefrom are quashed, *qua* the petitioners, in view of compromise dated 14.3.2015 (Annexure P-2).

May 04, 2016
AK

(HARI PAL VERMA)
JUDGE