

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

(1) CRM-M-27455 of 2015.  
Decided on:-09.02.2016.

Bablu @ Jaspal Singh.

.....Petitioner.

Versus

State of Punjab and others

.....Respondents.

(2) CRM-M-24764 of 2015.  
Decided on:-09.02.2016.

Jasmeet Singh.

.....Petitioner.

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. Mohit Garg, Advocate  
for the petitioner in CRM-M-27455-2015 and  
for respondent No.2 in CRM-M-24764-2015.

Mr. Shiv Charan Bhola, Advocate for  
Mr. H.S. Dhillon, Advocate  
for the petitioner in CRM-M-24764-2015 and  
for respondent No.2 in CRM-M-27455-2015.

Mr. P.S. Madahar, AAG, Punjab  
for the respondent-State.

None for respondent No.3 in CRM-M-27455 of 2015.

**HARI PAL VERMA, J. (ORAL)**

This order shall dispose of the aforementioned two petitions as the same have arisen out of common F.I.R. No.100 dated 31.7.2011 under Sections 323, 341, 506, 325 and 201 read with Section 34 IPC registered at Police Station Phase-I, Mohali.

The petition bearing No.CRM-M-27455 of 2015 has been filed for quashing of the aforesaid FIR and all consequential proceedings arising therefrom on the basis of compromise dated 4.7.2015 effected between the parties. Another petition bearing No.CRM-M-24764 of 2015 has been filed for quashing of the cross-version recorded at Police Station Phase-I, Mohali vide DDR No.26 dated 7.8.2011 under Sections 452, 323 and 201 IPC in the aforementioned FIR.

However, for convenience and clarity, facts are being taken from petition bearing No.CRM-M-27455 of 2015.

This Court vide order dated August 20, 2015 had directed the parties to appear before the Illaqa Magistrate/trial Court and the Court was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate 1<sup>st</sup> Class, Mohali and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted the report dated 14.10.2015 to the effect that the compromise has been found as voluntarily, without any fear, force or

pressure; it being result of an amicable settlement arrived at between the parties.

The factum of compromise between the parties has not been disputed by learned State counsel.

Learned counsel for respondent No.2 has also placed on record copy of affidavit of Rajwinder Kaur wife of complainant-respondent No.3 Parvinder Pal Singh in support of the compromise effected between the parties. The same is taken on record.

Though none has put in appearance on behalf of respondent No.3-complainant Parvinder Pal Singh, but no prejudice would be caused to him as he has already made his statement with regard to the compromise before learned Magistrate. The same is being reproduced as under:

*“Stated that on my statement the present case was registered at Police Station Phase-I, SAS Nagar against the accused. I have lodged FIR against the accused. Similarly, a cross version case was registered against my son Jasmeet Singh on the statement of accused Jaspal Singh, in which challan has also been presented. However, with the intervention of the respectable persons matter has been compromised between us without any force, fraud, undue influence in the present case as well as in the cross version case. I also admit that compromise has been effected between us and all disputes has been settled in the present case as well as in cross case registered against my son Jasmeet Singh and the same is also pending before this Hon'ble Court titled as State versus Jasmeet Singh and is also*

*fixed for today. The said compromise is genuine, voluntarily without any force, fraud, fear and pressure of any one. The FIR and subsequent proceeding arising thereon may kindly be quashed.”*

Similarly, Bablu @ Jaspal Singh, who got recorded the cross-version in the aforementioned FIR, has made a separate statement regarding compromise before learned Magistrate as per directions of this Court in CRM-M No.24764 of 2015, which is as under:

*“Stated that on my statement the present case was registered at Police Station Phase-I, SAS Nagar against the accused. Similarly a cross version case was registered against me on the statement of Parvinder Pal Singh father of accused Jasmeet Singh, in which challan has also been presented. However, with the intervention of the respectable persons matter has been compromised between us without any force, fraud, undue influence in the present case as well as in the cross version case. I also admit that compromise has been effected between us and all disputes has been settled in the present case as well as in cross case registered against me titled as State versus Jaspal Singh and the accused party also got their statement recorded in the said case on the basis of compromise on 24.9.2015, in pursuance to the order dated 20.08.2015 passed by Hon'ble Punjab & Haryana High Court in CRM No.27455 of 2015, titled as Bablu @ Jaspal Singh Versus State of Punjab. The said compromise is genuine, voluntarily without any force, fraud, fear and pressure of any one. The FIR and subsequent proceeding arising thereon may*

*kindly be quashed. Except the present case there is no other criminal case registered or pending against me.”*

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. as well as the cross-version.

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***, both these petitions are allowed. Consequently, the F.I.R. No.100 dated 31.7.2011 under Sections 323, 341, 506, 325 and 201 read with Section 34 IPC registered at Police Station Phase-I, Mohali (Annexure P-1) and all subsequent proceedings arising therefrom including cross-version recorded in the aforesaid FIR at Police Station Phase-I, Mohali vide DDR No.26 dated 7.8.2011 under Sections 452, 323 and 201 IPC are quashed on the basis of compromise dated 4.7.2015 (Annexure P-2).

Photocopy of this order be also placed on the file of other connected case.

**February 09, 2016**  
Yag Dutt

**(HARI PAL VERMA)**  
**JUDGE**