IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRL. MISC. No.M-34584 OF 2015 (O&M)
DATE OF DECISION : 19th JANUARY, 2016

Ninderjit & another

…. Petitioner(s)

Versus

State of Punjab & others

…. Respondent(s)

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

* * * *

Present : Mr. Sarju Puri, Advocate for the petitioners.

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

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.28 dated 16.03.2012 registered under Sections 452, 324, 354 and 34 IPC at Police Station Rahon District SBS Nagar and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

Report has been received from learned JMIC, SBS Nagar after statements of the parties were recorded regarding the compromise. Learned JMIC has reported that the compromise is voluntary and without any pressure or coercion. Learned JMIC has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent no.2 and 3 are the only aggrieved person in this FIR.

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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(s).

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

19th JANUARY, 2016 **(ANITA CHAUDHRY)**
'raj' **JUDGE**

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