

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

**Criminal Misc. No. M-36727 of 2015 (O&M)
Date of Decision: 22.01.2016**

Kuldeep Singh & ors.

...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. Pardeep Bajaj, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. Rahul Sharma, Advocate
for respondent no.2.

HARI PAL VERMA J.(Oral)

CRM-2039-2016:

The application is allowed. Document Annexure P-7 is
taken on record.

Criminal Misc. No. M-36727 of 2015:

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.27 dated 19.1.2015 under Sections 452/323/506/34 of the Indian Penal Code, 1860 registered at Police Station Jodhewal, District Ludhiana, (Annexure P-1) and consequential proceedings arising therefrom on the basis of compromise dated 6.10.2015 (Annexure P-2).

This Court vide order dated 29.10.2015 had directed the parties to appear before the trial Court to get their statements recorded with regard to compromise and the trial Court was directed to submit its report regarding the compromise so effected.

Pursuant to the aforesaid order dated 29.10.2015, the parties have appeared before Judicial Magistrate Ist Class, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded her report dated 21.12.2015 to the effect that the compromise is voluntary and the same has been effected without any threat, coercion, undue influence and with their own sweet will without any pressure any pressure from any one.

The statement of Sanjeev Kumar, complainant-respondent no.2 reads as under:-

“Stated that the matter has been compromised between me and the accused persons. I am

compromised in matter without any coercion, undue influence, pressure and with my free will and consent. I do not have any grudge or malice against the accused persons. I have seen the photostat copy of the compromise which is Mark A and which bears my signatures.

RO & AC
Sd/- (Sanjeev Kumar)

Sd/-
Nirmala Devi
JM/C 18.12.2015"

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.27 dated 19.1.2015 under Sections 452/323/506/34 of the Indian Penal Code, 1860 registered at Police Station Jodhewal, District Ludhiana, (Annexure P-1) and consequential proceedings arising therefrom are quashed, *qua* the petitioners, in view of compromise dated 6.10.2015 (Annexure P-2).

January 22, 2016
AK

(HARI PAL VERMA)
JUDGE