

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-38326 of 2015

Date of decision : 12.02.2016

Vineet Kumar

..... Petitioner

versus

State of Punjab and another

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. S.S. Goraya, Advocate for the petitioner

Mr. K.S. Aulakh, AAG Punjab

Mr. Vikas Gupta, Advocate for respondent No. 2

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 137 dated 23.09.2014 filed under Sections 498-A, 323, 406 IPC registered at Police Station Division No. 2, Pathankot, District Pathankot and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise.

The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent the statements of parties.

Learned State counsel on instructions submits that petitioner is the accused and respondent No. 2 is the complainant/aggrieved person in this case.

No useful purpose would be served to keep the said 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 the consequent proceedings arisen out of the same are quashed.

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

February 12, 2016

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**(ANITA CHAUDHRY)
JUDGE**