

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-42211 of 2014

Date of decision: March 31, 2016.

Neelam and others

... **Petitioners**

v.

State of Punjab and another

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE KULDIP SINGH**

Present: Mr. Sandeep Bokolia, Advocate for the petitioners.

Mr. Navdeep Singh, Deputy Advocate General, Punjab.

Mr. Akashdeep Singh, Advocate for respondent No.2.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral):

The petition is for quashing of FIR No.89 dated 2.5.2013, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station City Jagraon, District Ludhiana, along with all consequential proceedings.

Report of learned Sub Divisional Judicial Magistrate, Jagraon received. Learned Magistrate has recorded the statements of the complainant as well as the accused/petitioners and has reported that the parties have effected compromise which is without any coercion and out of free will. Photocopies of the statements of the parties have also been enclosed with the report.

Learned counsel for respondent No.2 has argued that the compromise is only with the present petitioners and not with accused Jatinder Nigam and Krishan Kumar Yadav, who have been summoned

under Section 319 Cr.P.C. It is stated that it was a money dispute and the amount has been returned to the complainant.

In this view of the matter, the petition is allowed. FIR No.89 dated 2.5.2013, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station City Jagraon, District Ludhiana, along with all consequential proceedings stands quashed qua the present petitioners. However, it is left open to the lower court to decide whether, in the absence of the main accused, Jatinder Nigam and Krishan Kumar Yadav, who were summoned under Section 319 Cr.P.C., can be tried.

March 31, 2016.
kadyan

[Kuldip Singh]
Judge