

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-42592 of 2015

Date of decision : 12.02.2016

Amit Kapoor

..... Petitioner

versus

State of Punjab and another

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ajaivir Singh, Advocate for the petitioner

Mr. K.S. Aulakh, AAG Punjab

Ms. Isha Goel, Advocate for respondent No. 2

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 29 dated 10.05.2012 filed under Sections 406, 498-A, 323 IPC registered at Police Station Women Cell, Jalandhar 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 copy of 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**