

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

**CRL. MISC. No.M-44008 OF 2015
DATE OF DECISION : 11th FEBRUARY, 2016**

Yogesh Kumar

.... Petitioner

Versus

State of Punjab & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Ashok Giri, Advocate for the petitioner.

Mr. K. S. Aulakh, Assistant Advocate General, Punjab.

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

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.204 dated 05.12.2012 registered under Sections 406 and 498-A IPC at Police Station Kurali, District SAS Nagar Mohali 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 ACJM, Rupnagar after statements of the parties were recorded regarding the compromise. Learned ACJM has reported that the compromise is voluntary and without any pressure or coercion. Learned ACJM has also sent copy of the statements of the parties.

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

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.

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

11th February, 2016
'raj'

(ANITA CHAUDHRY)
JUDGE