

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

Crl. Misc. No. M- 8083 of 2015

Date of decision: 27.07.2016

Rajdulari @ Bittu and others

... Petitioners

versus

State of Haryana and another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Nonish Kumar, Advocate for the petitioners.

Mr. Sharad Kumar Yadav, DAG Haryana.

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

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 91 dated 15.07.2013 registered under Section 498-A, 406, 323 & 506 IPC, Police Station Panchkula, Sector 19 (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. One of the accused, namely, Raj Pal , Husband of the complainant has been declared a proclaimed offender and he did not put in appearance before Court for statement. The trial Court has reported that the compromise is genuine and voluntary. The trial Court has also sent the copies of statements of parties.

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 petitioners only.

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

27.07.2016

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(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

