

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

CRM-M-7129 of 2016.
Decided on:-11.07.2016.

Ravi Kumar.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Gagan Oberoi, Advocate
for the petitioner.

Mr. P.S. Madahar, AAG, Punjab.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.113 dated 16.7.2009 under Section 382 read with Section 34 IPC registered at Police Station City Rupnagar, District SAS Nagar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise by way of affidavit dated 18.2.2016 (Annexure P-2).

This Court vide order dated 11.4.2016 had directed the parties to appear before the trial Court and the trial Court was directed to send its

report qua the genuineness of the compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Chief Judicial Magistrate, Rupnagar and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted her report dated 14.6.2016 to the effect that the compromise has been effected with the free will and consent of the parties.

Though none has put in appearance on behalf of respondent No.2-complainant Reena Chopra, but no prejudice would be caused to her as she has already made her statement with regard to the compromise before learned Magistrate on 7.6.2016. The same is being reproduced as under:

“Stated that FIR No.116 dated 16.7.2009 was lodged on my statement against Shiv Kumar Thappa @ Mango and Ravi Kumar as they have snatched my purse containing my mobile phone, ATM Card, cash and my DL on 15.7.2009 at about 2.10 p.m. near SAS Academy. Now with the intervention of relatives and family friends I have compromised the matter with the accused and now I have forgiven them. I have compromised the matter voluntarily with my own sweet will without any inducement, threat, coercion or pressure from any side. I do not have any objection if the accused mentioned above may be acquitted. Copy of my DL and my ID Card are Ex.P1 and Ex.P2”

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.113 dated 16.7.2009 under Section 382 read with Section 34 IPC registered at Police Station City Roopnagar, District SAS Nagar (Annexure P-1) and all consequential proceedings arising therefrom are quashed on the basis of compromise by way of affidavit dated 18.2.2016 (Annexure P-2).

July 11, 2016
Yag Dutt

(HARI PAL VERMA)
JUDGE