

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

Crl. Misc. No. M- 7689 of 2016

Date of decision: 20.07.2016

Onkar Singh and others

... Petitioners

versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rashpal Singh, ASI
Police Station Kathunangal, Amritsar.

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 90 dated 27.09.2012 registered under Section 498-A IPC, Police Station Police Station Kathunangal, Amritsar (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. The trial Court has reported that the compromise is genuine and voluntary. Only petitioner No.1 was challaned and petitioner Nos. 2 & 3 were kept in Column No.2. The trial Court has also sent the copy 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 petitioner.

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

20.07.2016
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(ANITA CHAUDHRY)
JUDGE