

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

**CRM No. M-8807 of 2016
DECIDED ON: MARCH 28, 2016**

GOLO KAUR AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

- 1. Whether Reporters of local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present: Mr. PKS Phoolka, Advocate
 for the petitioners.

JASPAL SINGH, J

Instant petition has been preferred under Section 482 Cr.P.C seeking quashing of FIR No. 92 dated August 08, 2014 (Annexure P-1) under Sections 420, 467, 468 and 120-B IPC registered at Police Station Nehianwala, District Bathinda and all other subsequent proceedings arising therefrom, on the basis of compromise dated November 20, 2015 (Annexure P-2).

2. At the very outset, it would be pertinent to mention that the aforementioned FIR was registered on the basis of a letter transmitted to SHO, Police Station Nehianwala by Senior Medical Officer, Community Health Centre,

Goniana Mandi, District Bathinda, a public servant on the allegation that death certificate of Shagandeep Kaur daughter of Jagsir Singh son of Gurcharan Singh resident of Mehma Sarja was issued by Sub Centre, Mehma Sarja on April 09, 2014 but subsequently it came to the knowledge that the said child is still alive and during inquiry Jagsir Singh father of the child also got recorded his statement to the effect that his daughter is alive.

3. Since, FIR in question has been registered by Senior Medical Officer/Incharge, CHC, Goniana Mandi, Bathinda in the capacity of a public servant. He is not clothed with a right to arrive at a compromise in his individual capacity. He has also not been authorized to enter into compromise with the petitioners. It is only the State Government, which can come forward to enter into a compromise or to withdraw the proceedings if it so desires.

4. Dismissed.

MARCH 28, 2016
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(JASPAL SINGH)
JUDGE