

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

(Sr. No.123)

CRM-M-4209-2017

Date of Decision:-March 09, 2017

Manjit Kaur and others

....Petitioners

V/S

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present : Mr. Arjun Shukla, Advocate,
for the petitioners.

Mr. Deepak Garg, AAG Punjab.

Mr. A.P. Setia, Advocate,
for respondent No.2.

Amol Rattan Singh, J. (Oral)

By this petition, quashing of FIR No.173 dated 27.10.2015, registered for the alleged commission of an offence punishable Section 306 of Indian Penal Code, at Police Station Division-1, Jalandhar City, is sought on the basis of a compromise arrived at between the petitioners, i.e. accused, and respondent No.2.-Satbir Singh, the complainant in the FIR. A copy of the compromise deed has been annexed as Annexure P-2 herewith.

Notice was issued in this petition on 09.02.2017, with counsel for the respondents accepting notice in Court on that date.

The petitioners and respondent No.2 had been directed to appear before the learned trial Court on 15.02.2017 to record their statements in respect of the compromise.

Pursuant to the said order, the report of the learned Additional District & Sessions Judge, Jalandhar, has been received, to the effect that

petitioners Manjit Kaur, Harbhajan Singh and Chhinder Kaur @ Sawinder Kaur, as also respondent No.2-Satbir Singh appeared before that Court and recorded their statements. Additionally, the statements of witnesses, i.e. Jasbir Singh, Surinder Kaur, Ranvir Singh, Dara Singh, Member Panchayat, and Surinder Kaur, Councillor, were also recorded. Copies of the said statements have also been annexed with the report of the learned Additional District & Sessions Judge, Jalandhar. As per the assessment of that Court, the compromise has been arrived at between the parties of their own free will and consent and without any pressure.

Consequently, keeping in view the above and seeing that the compromise relates to the death of Vijaywant Singh, the brother of respondent No.2-complainant, who admittedly, even as per the FIR, committed suicide by consuming a poisonous substance, though allegedly due to harassment at the hands of the petitioners, but the matter has been compromised between the parties, in the opinion of this Court, there would be no point in continuing with criminal proceedings.

Consequently, FIR No.173 dated 27.10.2015, registered for the alleged commission of an offence punishable Section 306 of Indian Penal Code, at Police Station Division-1, Jalandhar City, is hereby quashed, alongwith all consequential proceedings arising therefrom.

March 09, 2017
pankaj

(Amol Rattan Singh)
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No