

275 **IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-16201-2018 (O&M)

Date of decision : 13.12.2018

Balram Kumar

.....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Dinesh Trehan, Advocate for
 Mr. Munish Puri, Advocate
 for the petitioner(s).

Ms. Simran Grewal, A.A.G., Punjab.

Mr. Sanjeev Kumar, Advocate
for the complainant.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.12 dated 13.03.2018 registered under Sections 306/511/34 of IPC at Police Station Division No.1, District Pathankot and the consequent proceedings arising out of the same, on the basis of 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 voluntarily, without any pressure or coercion and is genuine and valid. The trial Court has also sent statements of the parties in original.

Learned counsel for the State on instructions submits that petitioner is the only accused and respondent no.2 is the only aggrieved person in this FIR.

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.

(ANITA CHAUDHRY)
JUDGE

13.12.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No