

In the High Court of Punjab and Haryana at Chandigarh

**Crl. Misc. No. M-17618 of 2018
Date of Decision: 20.7.2018**

Natha Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rajiv Joshi, Advocate
for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Ms. Deepika, Advocate for
Mr. Gagandeep Singh, Advocate
for respondent No. 2.

ANITA CHAUDHRY, J (ORAL)

The instant petition is for quashing of FIR No. 05 dated 5.4.2017 registered under Sections 406, 498-A IPC, Police Station NRI District Patiala and all the consequent proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at between the parties.

Reply has been filed by the State which is taken on record.

Petitioner No. 2 is abroad. The petition has been filed through his attorney.

Counsel for the petitioners submits that petitioner No. 2 was not a proclaimed offender.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has

parties. The trial Court has also sent the copy of the statements of the parties.

Learned counsel for the State on instructions submits that petitioners are 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 petitioners.

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

**(ANITA CHAUDHRY)
JUDGE**

July 20, 2018
Gurpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No