In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-20641 of 2018
Date of Decision: 03.10.2018

Davinder Singh and others .....Petitioners

Versus

State of Punjab and others .....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. A.K.Sama, Advocate
for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Harpal Singh, Advocate
for respondents No. 2 and 3.

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ANITA CHAUDHRY, J (ORAL)

The instant petition is for quashing of FIR No. 18 dated 11.2.2018 registered under Sections 406, 498-A IPC, Police Station Arni Wala, District Fazilka (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of compromise (Annexure P-2) 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. The trial Court has also sent the statements of the parties in original.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondents No. 2 and 3 are the only aggrieved person in this FIR.

GURPREET SINGH
2018.10.05 10:07
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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

October 03, 2018
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : No

GURPREET SINGH
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