

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

CRM-M-22277-2018 (O&M)

Date of Decision: 26.09.2018

Kulwant Singh and another

... Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sandeep Sharma, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, D.A.G., Punjab.

ANITA CHAUDHRY, J.(oral)

The instant petition is for quashing of FIR No.05 dated 06.01.2018 registered under Sections 498-A of IPC at Police Station Jandiala, Amritsar Rural, District Amritsar 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 genuine and without any fear, pressure, threat or coercion and out of their free will. The trial Court has also sent copies 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

26.09.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No