

CRM-M-3025-2018 (O&M)
Date of decision : 01.05.2018

Dass Ram Jassi and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vishal Sharma, Advocate
for the petitioners.

Mr. Pawan Sharda, Sr. D.A.G., Punjab.

Mr. Kulwinder Singh, Advocate for
Mr. S.P.S. Chakkal, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of Sessions Case No.139 dated 19.07.2017 registered under Sections 323 & 354 of IPC lodged on the basis of private complaint pending before Additional Sessions Judge, S.A.S. Nagar (Mohali), PO order dated 13.07.2017 (Annexure P-5) and all the consequent proceedings arising out of the same, on the basis of written 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 voluntary and out of their free will. The trial Court has also sent copy of the statement and compromise deed.

No useful purpose would be served to keep the complaint case 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 complaint case and all consequent proceedings conducted on the basis thereof are quashed.

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

(ANITA CHAUDHRY)
JUDGE

01.05.2018

ps-I

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No