

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

**CRM-M-35601-2018 (O&M)
Date of decision : 12.11.2018**

Sumit Singla and another

.....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sukhdeep Singh, Advocate
 for the petitioners.

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

None for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.10 dated 08.04.2017 registered under Sections 406 & 498-A of IPC at Police Station Women, SAS Nagar, Mohali and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Notice of motion was issued for today but no one appears for respondent No.2, despite service.

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 without any pressure or coercion and with their own free will and consent. The trial Court has also sent statements of the parties in original.

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

12.11.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No