

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

CRM-M-3619-2014 (O&M)

Date of decision : 05.12.2018

Jatinder Singh and others

....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. D.S. Pheruman, Advocate
 for the petitioners.

Ms. Jaspreet Kaur, A.A.G., Punjab.

Mr. Tarundeep Kumar, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.107 dated 14.10.2013 registered under Sections 452, 376/511 IPC at Police Station Goindwal Sahib, District Tarn Taran and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Earlier report dated 26.02.2018 had been received from the trial Court in which statements of only two persons namely, Kuljit Kaur and Jatinder Singh were recorded regarding the compromise and statement of Love Singh was not there and it was awaited. Now, the trial Court has send its report dated 02.11.2018 along with the statement of Love Singh @ Navjit Singh. The trial Court has reported that the compromise is without any coercion, undue influence, threat, promise, pressure etc. 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

05.12.2018

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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No