

**246-2 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-39460-2017 (O&M)

Date of decision : 01.05.2018

Harjeet Singh and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Kulwinder Singh, Advocate for
Mr. S.P.S. Chakkal, Advocate
for the petitioners.

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

Mr. Vishal Sharma, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.73 dated 12.04.2014 (Annexure P-1) registered under Sections 323/341/506/34 of IPC and Section 325 of IPC and Section 3(i), 3(X), 3(xi) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities Act 1989) added subsequently registered at Police Station Phase-1, S.A.S. Nagar, Mohali 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 the statement and compromise deed 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.

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