

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

**CRM-M-44001-2017
Date of decision: 30.1.2018**

Kuldeep Kaur and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Deepshikha Chauhan, Advocate for
Mr. A.S. Barnala, Advocate
for the petitioners.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab
for respondent No.1.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No.346 dated 21.10.2017, under Sections 452, 341, 323, 506, 34 IPC registered at Police Station City Barnala, District Barnala, on the basis of compromise entered into between the parties.

2. Ms. Neelam Choudhary, Advocate puts in appearance on behalf of respondent No.2 by filing power of attorney, which is taken on record.

3. Heard.

4. Both the parties were directed by this Court vide order dated 20.11.2017 to appear before the learned Illaqa Magistrate/trial Court and get their statements recorded and in pursuance thereof, learned Chief Judicial Magistrate, Barnala, recorded the statements of both the parties and submitted a report 20.11.2017. A perusal of the report reveals that the compromise entered into between the parties is voluntary and without any fear, coercion, inducement or threat. Even as on today the parties are not disputing the factum of compromise arrived at between them.

5. No objection has been raised by the learned State counsel on a specific query put to him by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case.

6. Inasmuch as the dispute between the parties has been amicably settled and they have already entered into compromise, and the fact that no objection has been raised by the State, continuance of the prosecution would be an exercise in futility. Therefore, the aforesaid FIR and all consequent proceedings resulting therefore are quashed.

7. Petition is allowed.

(MAHABIR SINGH SINDHU)
JUDGE

30.1.2018
Gaurav Sorot

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| 1. | Whether reportable? | No |
| 2. | Whether reasoned / speaking? | No |