

In the High Court of Punjab and Haryana at Chandigarh

**Crl. Misc. No. M-44801 of 2017
Date of Decision: 26.9.2018**

Rakesh Kumar @ Rajesh Kumar and othersPetitioners

Versus

State of Punjab and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Randeep Singh, Advocate for
Mr. Vipin Mahajan, Advocate
for the petitioners.

Mr. Jagmohan Ghumman, DAG, Punjab.

None for respondent No. 2.

ANITA CHAUDHRY, J (ORAL)

The instant petition is for quashing of FIR No. 21 dated 10.2.2017 registered under Sections 498-A, 406, 34 IPC, Police Station City Gurdaspur, District Gurdaspur, Punjab (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of compromise (Annexure P-2) 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 parties have entered into compromise without any pressure or coercion. The trial Court has also sent the copy of the statements of the parties.

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

September 26, 2018
Gurpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No