

CRM-M-49839-2017 (O&M)

Date of decision : 01.05.2018

Harinder Singh and others

.....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Nitin Rampal, Advocate
for the petitioners.

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

Mr. Vikas Garg, Advocate
for respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.179 dated 01.08.2014 registered under Sections 406/498-A of IPC at Police Station Guruharsahai, District Firozepur and all the consequent proceedings arising out of the same, on the basis of 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 genuine and valid one which has ex-facie been entered into by the parties with their free volition without any inducement or threat. The trial Court has also sent 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.

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