

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

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**CRM-M-5862 of 2018
Date of Decision: 30.4.2018**

Maninder Singh

...Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Davinder Singh, Advocate
for Mr. Sandeep Arora, Advocate
for the petitioner.

Mr. Rahul Rathore, DAG, Punjab.

Mr. G.S. Rawat, Advocate
for respondent No. 2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is the second petition for quashing of FIR No.19, dated 29.03.2011, registered under Sections 341, 354 and 506 IPC Police Station Dera Baba Nanak Police District Batala (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties. Earlier petition CRM-M-22586 of 2016 was dismissed as the parties failed to appear.

Now, 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, out of their free will and without any pressure or coercion. The trial Court has also sent the 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

April 30, 2018
Poonam (II)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No