

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

CRM-M No.52086 of 2018

Date of decision: 28th August, 2019

Santosh Kumari & another

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Prateek Pandit, Advocate for the petitioners.

Mr. H.S. Grewal, Addl. Advocate General, Punjab
for respondent No.1/State.

None for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Learned counsel for the petitioners, at the very onset, has submitted that on instructions from his client he wishes to withdraw the present petition qua petitioner No.2-Ram Asra on the grounds that he has been declared as proclaimed offender, however, reserving rights of the same petitioner to approach this Court afresh on the same cause of action.

Allowed to do so.

Dismissed as withdrawn qua petitioner No.2-Ram Asra.

Report dated 03.05.2019 of learned Judicial Magistrate 1st

Class, Jalandhar has been received whereby after recording statements of complainant Munish Bhatia and the accused petitioner No.1 namely Santosh Kumari, the Court has shown its satisfaction that the compromise has been arrived at voluntarily, out of free will of the parties, without any undue influence, coercion or pressure.

Learned counsel for the complainant/respondent No.2 as well as learned counsel for the accused/petitioner No.1 have made statement that as per instructions received, the parties had given final effect to their agreement settlement/compromise (Annexure P2) and that nothing is due towards anyone on account of this settlement and that the final effect be given to this petition.

Heard.

In the light of the satisfaction shown by the Court and the fact that the offenses for which the accused has been hauled up are not of serious nature, together with the fact that compromise will go a long way in ironing out differences for betterment of future life of the parties and in view of the law laid down in '**Gian Singh v. State of Punjab and another**' 2012(4) RCR (Criminal) 543 and '**Kulwinder Singh and others v. State of Punjab and another**' 2007 (3) RCR (Criminal) 1052, the prayer made in the petition is allowed, proceedings by way of FIR No.247 dated 18.12.2015 under Sections 420, 120B IPC pertaining to Police Station Baradari, District Jalandhar and all consequences arising out of the said FIR qua petitioner No.1 are quashed.

The petition stands disposed off in those terms.

(FATEH DEEP SINGH)
JUDGE

August 28, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No