

Dalip Kumar @ Deepu and anr. Vs. State of Punjab and anr.

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Court : Punjab and Haryana

Decided On : Apr-29-2014

Appellant : Dalip Kumar @ Deepu and anr.

Respondent : State of Punjab and anr.

Judgement :

1 IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH Crl.

Misc.

No.M-3176 of 2014 Date of decision : 29.04.2014 Dalip Kumar @ Deepu & Anr.....Petitioners versus State of Punjab and Anr..Respondents with Crl.

Misc.

No.M-3399 of 2014 Dharam Pal & Ors.....Petitioners versus State of Punjab and Anr..Respondents CORAM:- HON'BLE Ms.JUSTICE ANITA CHAUDHRY Present: Mr.Munish Puri, Advocate for petitioners in CRM No.M-3176 of 2014 and for respondent no.2 in CRM No.M-3399 of 2014.

Mr.Dinesh Trehan, Advocate for petitioners in CRM No.M-3399 of 2014 and for respondent no.2 in CRM No.M-3176 of 2014 Mr.Gazi Mohd., DAG Punjab ANITA CHAUDHRY, J.

Above-referred petitions are being disposed of by this common order being connected to each other.

By way of Crl.

Misc.

No.M-3176 of 2014, petitioners Dalip Kumar @ Deepu and Ruldu Ram are seeking quashing of FIR No.143 dated 01.11.2010, registered under Sections 323 and 325 IPC read with Section 34 IPC, Police Station Sujanpur, District Gurdaspur (now Pathankot).while petitioners Dharam Pal Sharma Jiten 2014.05.02 11:44 I attest to the accuracy and integrity of this document High Court Chandigarh 2 and otheRs.by filing Crl.

Misc.

No.M-3399 of 2014 are seeking quashing of cross-version recorded in the aforesaid FIR and consequent proceedings taken therein, on the basis of compromise.

Report has been received from the trial court after recording statements of the parties on compromise.

Trial Court has also sent copies of statements of parties recorded by it, which reveal that compromise is voluntary and without any pressure or coercion.

Learned State counsel submits that the parties in both the petitions are the persons involved in the FIR and cross- version.

No useful purpose would be served to keep the FIR pending.

In view of the statements made by the parties and the principles laid down by the Full Bench judgment of this Court in Kulwinder Singh & ORS.versus State of Punjab & Anr.

2007(3) RCR(Crl.) 1052, approved by Hon'ble the Apex Court in Gian Singh versus State of Punjab & ORS.2012(10) SCC303 the instant petition is allowed

and the aforesaid FIR and the cross- version recorded therein and consequent proceedings conducted therein are quashed.

Needless to say that parties shall remain bound by the terms of compromise.

April 29, 2014 (ANITA CHAUDHRY) Jiten JUDGE Sharma Jiten 2014.05.02 11:44

I attest to the accuracy and integrity of this document High Court Chandigarh

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