

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

**C.R.M-M No.14912 of 2015
Date of Decision : 30.09.2015**

Mandeep Singh and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. J.S. Bhinder, Advocate
for the petitioners.

Mr. Ashish Sanghi, D.A.G., Punjab.

Mr. J.S. Moudgill, Advocate
for respondent No.2.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed for quashing of FIR No.49 dated 26.05.2014 registered under Sections 324, 34 IPC, at Police Station Sadar Sangrur, alongwith all consequential proceedings arising therefrom on the basis of compromise effected between the parties.

On 29.07.2015 the following order was passed:-

*“Report of learned Addl. Chief Judicial Magistrate,
Sangrur along with statements of parties received.*

Nobody is present on behalf of respondent No.2.

Notice to respondent No.2 be issued for 30.09.2015."

As per report dated 03.07.2015 received from the Addl. Chief Judicial Magistrate, Sangrur the parties had appeared before him and had attested to the fact that a compromise has indeed taken place between them and that the compromise has been executed voluntarily and without any pressure.

The Hon'ble Supreme Court in **Gian Singh v. State of Punjab and another** reported as 2012(4) RCR(Criminal) 543 has discussed in detail the inherent powers of High Court in quashing a criminal proceeding or FIR or complaint where the parties have entered into compromise except the cases which involve offences such as murder, rape dacoity etc. as such offences are not private in nature and have serious impact on society.

In view of the above judicial pronouncement, I am of the considered opinion that continuation of criminal proceedings between the parties would be an abuse of the process of law and the present compromise is for their benefit and will bring peace and harmony between them.

Consequently, this petition is allowed and the above said FIR and all consequential proceedings arising therefrom are quashed qua petitioners.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

September 30, 2015

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**(AJAY TEWARI)
JUDGE**