

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

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Date of Decision: 09.03.2015.

CRM-M No.18425 of 2014

B.S. Raina

....Petitioner.

Vs.

State of Haryana and others

....Respondents.

AND

CRM-M No.18431 of 2014

Upinder Gupta

....Petitioner.

Vs.

State of Haryana and others

....Respondents.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. S.S. Bhinder, Advocate
for the petitioner (in CRM-M No.18425 of 2014).

Mr. H.S. Baidwan, Advocate
for the petitioner (in CRM-M No.18431 of 2014).

Ms. Trishanjali Sharma, Assistant Advocate General, Haryana
for respondent no.1-State.

Mr. Kartik Gupta, Advocate
for respondent no.2.

Sneh Prashar, J. (Oral)

By way of this order, I shall dispose of CRM-M No.18425 of
2014 and CRM-M No.18431 of 2014 as these cases have arisen out of the
same First Information Report.

2. Through the present petitions filed under Section 482 of the Code of Criminal Procedure (in short "Cr.P.C."), the petitioners pray for quashing of First Information Report No.404 dated 25.05.2011 for offence punishable under Sections 406, 420, 467, 468, 471 and 120-B of the Indian Penal Code (in short "I.P.C.") registered at Police Station Karnal Civil Lines, on the basis of compromise dated 11.05.2014 (Annexures P-2 and P3) and proceedings emanating therefrom.

3. Vide order dated 16.07.2014, the parties were directed to appear before the trial Court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise. Pursuant thereto, a report has been submitted by Judicial Magistrate Ist Class, Karnal, wherein it has been reported that statements of the parties have been recorded and that they have voluntarily compromised the matter. Learned counsel for the State does not dispute genuineness of the compromise in view of the report of trial Court.

4. A perusal of allegations in the First Information Report reveals that the present case squarely falls in that category of cases which can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view the authoritative enunciation of law laid down by Hon'ble the Supreme Court in **'Gian Singh v. State of Punjab and another', 2012(4) R.C.R. (Criminal) 543** and in the light of facts and circumstances of the present case, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that criminal proceedings are put to an end. In this view of the matter, the petitions are allowed and

First Information Report No. 404 dated 25.05.2011 for offence punishable under Sections 406, 420, 467, 468, 471 and 120-B of I.P.C., registered at Police Station Karnal Civil Lines and proceedings emanating therefrom stand quashed qua the petitioners.

(SNEH PRASHAR)
JUDGE

March 09, 2015.

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