

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

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Date of Decision: 04.05.2015.

CRM-M No.19112 of 2014

Gurtej Singh

....Petitioner.

Vs.

State of Haryana and another

....Respondents.

WITH

CRM-M No.9846 of 2015

Balwinder Singh

....Petitioner.

Vs.

State of Haryana and another

....Respondents.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. G.S. Gopera, Advocate
for the petitioners.

Mr. D.R. Singla, Deputy Advocate General, Haryana
for respondent no.1-State.

Mr. Surinder Gaur, Advocate
for respondent no.2.

Sneh Prashar, J. (Oral)

By way of this order, I shall dispose of CRM-M No.19112 of 2014 and CRM-M No.9846 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.84 dated 24.08.2011 for offence punishable under Sections 420, 467, 468 and 471 of the Indian Penal Code (in short “I.P.C.”) registered at Police Station Guhla, District Kaithal and proceedings emanating therefrom, on the basis of compromise (Annexures P-2).

3. Vide order dated 19.01.2015, the parties were directed to appear before the trial Court to get their statements recorded with regard to genuineness of compromise. Pursuant thereto, a report has been submitted by Sub Divisional Judicial Magistrate, Guhla (Kaithal), 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.84 dated 24.08.2011 for offence punishable under Sections 420, 467, 468 and 471 I.P.C. registered at Police Station Guhla, District Kaithal and proceedings emanating therefrom stand quashed qua the petitioners.

(SNEH PRASHAR)
JUDGE

May 04, 2015.
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