

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 26710 of 2014 (O&M)
Date of decision : February 27, 2015

Sandeep and others,

..... Petitioners

v.

State of Haryana and another,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Jitender Nara, Advocate
for the petitioners.

Mr. RK Makkad, DAG Haryana

Mr. Suresh Ahlawat, Advocate
for respondent No.2.

- 1. Whether Reporters of Local Newspapers 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)

Prayer in the present petition, filed under Section 482 of the Cr.P.C, is for quashing of FIR No.402, dated 14.06.2014, registered under Sections 384, 506 of the IPC and Sections 25, 30, 54, 59 of the Arms Act, at Police Station Jhajjar, on the basis of a compromise, arrived at between the parties.

Pursuant to the order of this Court dated 7.8.2014, report dated 19.9.2014 from the CJM, Jhajjar has been received attesting to the fact that the matter has been compromised between the parties.

Counsel for the parties have also stated that in fact the matter has been compromised between the parties amicably. Counsel for the State of Haryana has also confirmed this fact and states that there is no other case pending between the parties.

In **Gian Singh v. State of Punjab and another**, reported as 2012(4) RCR(Criminal) 543, the Hon'ble Supreme Court has discussed in detail the inherent powers of the High Court in quashing criminal proceedings 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 the 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, the present petition is allowed and FIR No.402, dated 14.06.2014, registered under Sections 384, 506 of the IPC and Sections 25, 30, 54, 59 of the Arms Act, at Police Station Jhajjar, and all subsequent proceedings, emanating therefrom, are quashed qua the present petitioners.

(AJAY TEWARI)
JUDGE

February 27, 2015
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