

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-32172 of 2014
Date of decision:- March 03, 2015

Rubal and others

...Petitioners...

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Kuldeep Joshi, Advocate for
Mr. Bikramjit Singh Baath, Advocate,
for the petitioners.

Mr. R.S. Sidhu, AAG, Punjab,
for respondent No.1-State.

Mr. R.S. Dadwal, Advocate for
Mr. Umesh Kumar Kanwar, Advocate,
for respondent No.2.

JASPAL SINGH, J.

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 86, dated 22.05.2014 (Annexure P-1), under Sections 324, 323, 379/34 of the Indian Penal Code and offence under Section 325 IPC (added later on), registered at Police Station Dhariwal, District Gurdaspur and subsequent proceedings arising out of the same, on the basis of compromise.

Report of learned Judicial Magistrate has been received,

in which, it has been categorically observed that matter has been

compromised between the said parties without any pressure, coercion. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest. Compromise is the soul of justice, which not only enhances the social amity, harmony and peace but also reduces friction and discord.

So, in view of above circumstances and in view of authorities reported as **Gian Singh v. State of Punjab and another; 2012(4) RCR(Criminal) 543** and **Kulwinder Singh & others v. State of Punjab & others; 2007 (3) RCR (Criminal) 1052**, 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 instant petition stands allowed and FIR No. 86, dated 22.05.2014 (Annexure P-1), under Sections 324, 323, 379/34 of the Indian Penal Code and offence under Section 325 IPC (added later on), registered at Police Station Dhariwal, District Gurdaspur and all other subsequent proceedings arising therefrom are quashed qua the petitioners.

March 03, 2015
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(JASPAL SINGH)
JUDGE