

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

CRM-M-36988 of 2014
Date of Decision: 10.07.2015

Sudesh and others

....Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. S.P. Chahar, Advocate
for the petitioners.

Mr. Neeraj Poswal, AAG, Haryana.

SNEH PRASHAR, J.

Despite service of respondents No.2 and 3, no one has appeared on their behalf.

Through the present petition 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.213 dated 14.10.2009 for offence punishable under Sections 323, 452 and 506 of the Indian Penal Code (in short "I.P.C.") registered at Police Station Sahlawas, District Jhajjar and subsequent proceedings emanating therefrom, on the basis of compromise (Annexure P2).

2. Vide order dated 29.01.2015, 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 Judicial Magistrate First Class-cum- Civil Judge (Jr. Division), Jhajjar, 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.

3. 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 petition is allowed and First Information Report No. 213 dated 14.10.2009 for offence punishable under Sections 323, 452 and 506 of IPC registered at Police Station Sahlawas, District Jhajjar and proceedings emanating therefrom stand quashed qua the petitioners.

July 10, 2015
rashmi

(SNEH PRASHAR)
JUDGE