

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-38482 of 2014 (O&M)
Date of Decision: 01.05.2015

Sourav Choudhry

--Petitioner

Versus

State of Punjab and another

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Ms. Sukhmani Tiwana, Advocate for
Mr. Vikas Singh, Advocate for the petitioner.

Mr. Mikhail Kad, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

The instant petition has been filed under Section 482 Cr.P.C for quashing of F.I.R. No.329 dated 25.7.2012 under Section 382 I.P.C registered at Police Station, Civil Lines, Amritsar.

Learned counsel appearing for the petitioner would submit that the matter has since been settled with complainant Kavita, respondent no.2 and even statement in such regard has been given by the complainant on 1.4.2013 before the A.D.C.P., City-II, Amritsar at Annexure P-2.

The complainant namely Kavita daughter of Atam Parkash is present in Court today. She has produced before this Court proof of identity in the shape of Aadhar Card which carries her picture. Copy of the same is taken on record as Mark-A. Complainant has made a statement that the matter has since been settled and she would have no objection to the F.I.R being quashed.

Even learned State counsel, who is being instructed by H.C. Mukhtiar Singh would apprise the Court that the petitioner otherwise is not involved in any other criminal proceedings.

A Full Bench of this Court in case of ***Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) R.C.R (Criminal) 1052*** has taken a view that in appropriate cases this Court in exercise of its powers under Section 482 Cr.P.C can intervene and bring to an end criminal prosecution in the light of compromise that may have been effected between the parties even in relation to non-compoundable offences.

Adverting back to the facts of the present case, wherein the parties have settled the matter, it would be an appropriate case for this Court to intervene in exercise of its powers under Section 482 Cr.P.C to bring to an end the criminal prosecution launched by virtue of registration of the impugned F.I.R.

Accordingly, present petition is allowed. F.I.R. No.329 dated 25.7.2012 under Section 382 I.P.C registered at Police Station, Civil Lines, Amritsar and all proceedings emanating therefrom, stand quashed.

Petition is allowed in the aforesaid terms.

(TEJINDER SINGH DHINDSA)
JUDGE

01.05.2015
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