

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-40228 of 2014 (O&M)

Date of Decision: 24.3.2015

Sukhpal & others

--Petitioners

Versus

State of Haryana and others

--Respondents

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

Present:- Mr. M.P.S. Chandel, Advocate for the petitioners.

Mr. M.S. Sidhu, Addl. A.G., Haryana.

Mr. Rajender Helwa, Advocate for respondents no.2 & 3.

TEJINDER SINGH DHINDSA.J

The instant petition has been filed under Section 482 Cr.P.C for quashing of F.I.R. No.725 dated 29.9.2014 under Sections 147, 148, 323, 341, 427, 506 I.P.C registered at Police Station, Bhiwani Sadar, District Bhiwani, on the basis of compromise.

On 25.11.2014, this Court had directed the parties to appear before the Trial Court for recording of their statements in support of the compromise and a report had been called for.

Placed on record is a report dated 20.12.2014 of the learned A.C.J.M., Bhiwani and a perusal thereof would reveal that the statements of the complainant and injured parties have been duly recorded and it has been opined that the compromise has been arrived at without any pressure or influence.

Learned counsel appearing for respondents no.2 and 3 also makes a statement that he would have no objection as regards the quashing of the impugned F.I.R.

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 any compromise that may have been effected even in relation to non-compoundable offences.

Adverting back to the facts of the present case, wherein the occurrence being the outcome of a sudden quarrel and only simple injuries having been caused and the parties having taken a conscious decision to bury the hatchet and to live in peace and harmony, it would be an appropriate case for bringing to an end the criminal prosecution initiated in the light of the impugned F.I.R.

Accordingly, present petition is allowed. F.I.R. No.725 dated 29.9.2014 under Sections 147, 148, 323, 341, 427, 506 I.P.C registered at Police Station, Bhiwani Sadar, District Bhiwani and all proceedings emanating therefrom, stand quashed.

Petition is allowed in the aforesaid terms.

(TEJINDER SINGH DHINDSA)
JUDGE

March 24, 2015
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