

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-44086 of 2013
DECIDED ON : May 15, 2015

Jagir Singh @ Jangir Singh and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Raman Goklaney, Advocate
for the petitioners.

Mr. RPS Sidhu, AAG, Punjab.

Mr. Nitish Garg, Advocate
for respondents No.2 and 3.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 49 dated 30.05.2009 under Sections 326, 323, 341 and 34 IPC registered at Police Station Mamdot, Tehsil and District Ferozepur along with all subsequent proceedings arising therefrom, including the judgment of conviction and order of sentence dated March 04, 2013 passed by learned Judicial Magistrate Ist Class, Ferozepur (Annexure P-2), on the basis of compromise arrived at between the parties.

2. Learned counsel for the petitioners contended the parties have entered into compromise during the pendency of appeal against the

judgment of conviction and order of sentence.

3. In compliance of order dated August 06, 2014, report of learned trial Court has been received, in which, it has been categorically observed that the parties have actually effected their compromise and they have ended their litigation. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

3. So, in view of circumstances narrated above as well as the observations made in case reported as **Gian Singh v. State of Punjab and another; 2012(4) RCR(Criminal) 543**, 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 the benefit of the parties and would certainly bring peace and harmony between them.

4. Consequently, instant petition is allowed and FIR No. 49 dated 30.05.2009 under Sections 326, 323, 341 and 34 IPC registered at Police Station Mamdot, Tehsil and District Ferozepur along with all subsequent proceedings arising therefrom, including judgement of conviction and order of sentence dated March 04, 2013 passed by learned Judicial Magistrate 1st Class, Ferozepur are hereby quashed qua petitioners, on the basis of compromise.

May 15, 2015
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(JASPAL SINGH)
JUDGE