

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

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**CRM-M No.42787 of 2014
Date of Decision: 12.03.2015.**

S.S. Anand and others

...Petitioners.

Vs.

State of Punjab and another

...Respondents.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Ms. Monika Dudani Mehtab, Advocate
for the petitioners (with petitioner S.S. Anand in person).

Mr. Navdeep Singh, AAG, Punjab.

Mr. D.V. Mehta, Advocate
for respondent no.2 (with Ms. Jaspreet Kaur in person).

Sneh Prashar, J. (Oral)

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.65 dated 22.03.2013 for offence punishable under Sections 406 and 498-A of the Indian Penal Code (in short "I.P.C.") registered at Police Station Phase-I, Mohali, on the basis of compromise (Annexure P-2).

2. Vide order dated 15.12.2014, 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 Chief Judicial Magistrate, Mohali, 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.

Respondent no.2 Jaspreet Kaur, present in person, has received Rs.4 Lac by way of a demand draft bearing no.404630 dated 25.02.2015. Copy of the demand draft has been retained on the file.

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. 65 dated 22.03.2013 for offence punishable under Sections 406 and 498-A of I.P.C. registered at Police Station Phase-I, Mohali and proceedings emanating therefrom stand quashed qua the petitioners.

(SNEH PRASHAR)
JUDGE

March 12, 2015.

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