

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-10847 of 2016

Date of decision:- December 17, 2016

DINESH BHARADWAJ

...PETITIONER...

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. M.L. Saini, Advocate,
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

Mr. R.S. Sekhon, Advocate,
for respondents No. 2 to 4.

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.251, dated 07.12.2015, under Sections 436, 427 and 506 IPC, Police Station Samrala, District Khanna (Annexure P-1), along with all subsequent proceedings arising out of the same, on the basis of compromise.

2. In compliance of order dated 27.05.2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise arrived between the parties of the petition is genuine and without any coercion, pressure or undue influence. Even

otherwise, the matter involved is personal in nature, which has been

amicably put at rest. Compromise is the soul of justice, which not only enhances the social amity, harmony and peace but also reduces friction and discord.

3. So, in view of above circumstances and in view of the pronouncement captioned as “**Kulwinder Singh & others v. State of Punjab & others; 2007 (3) RCR (Criminal) 1052**, 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 their benefit and will bring peace and harmony between them.

4. Consequently, the instant petition stands allowed and FIR No.251, dated 07.12.2015, under Sections 436, 427 and 506 IPC, Police Station Samrala, District Khanna, and all other consequential proceedings arising therefrom are quashed qua the petitioner.

December 17, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No