

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH.

CRM-M No. 11285 of 2016 (O&M)

Date of decision :12.07.2016

Tajinder Singh alias Baba and another

..... Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

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Present: Mr.Dinesh Nagar, Advocate for the petitioners.

Mr.Ashish Sanghi, DAG, Punjab.

Mr.Madan Lal Thakur, Advocate for respondent No.2.

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AJAY TEWARI, J. (Oral)

This is a petition for quashing of FIR No.15 dated 20.02.2013 ,  
under Sections 324/506/34 IPC(Section 120-B IPC), registered at Police  
Station City Nawanshahr, District Shaheed Bhagat Singh Nagar on the basis  
of compromise.

On 01.04.2016 the following order was passed:-

“ *Learned counsel for the petitioners states that the parties  
have compromised the matter.*

*Notice of motion.*

*Mr. Ashish Sanghi, DAG, Punjab accepts notice on  
behalf of the State and Mr. Madan Lal Thakur, Advocate has  
appeared for respondent No.2.*

*Reply be filed within four weeks.*

*Adjourned to 12.07.2016.*

*In the meanwhile, the parties are directed to appear  
before the learned Illaqa Magistrate, who shall record the  
statements of the parties and report to this Court whether the  
compromise effected between the parties is genuine and without  
any pressure.”*

Thereafter, the report of the Addl. Chief Judicial Magistrate Shaheed Bhagat Singh Nagar dated 31.05.2016 has been received whereby he had mentioned that the parties had appeared before him and had attested to the fact that a compromise had indeed taken place between them and that the compromise had been executed voluntarily and without any pressure. Learned DAG has accepted this fact.

The Hon'ble Supreme Court in **Gian Singh v. State of Punjab and another** reported as 2012(4) RCR(Criminal) 543 has discussed in detail the inherent powers of High Court in quashing a criminal proceeding or FIR or complaint where the parties have entered into compromise except the cases which involve offences such as murder, rape dacoity etc. as such offences are not private in nature and have serious impact on society.

In view of the above judicial pronouncement 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.

Consequently, this petition is allowed and FIR No.15 dated 20.02.2013 , under Sections 324/506/34 IPC(Section 120-B IPC), registered at Police Station City Nawanshahr, District Shaheed Bhagat Singh Nagar and all other proceedings arising therefrom are quashed qua the petitioners.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

**July 12, 2016**  
*sunita*

**(AJAY TEWARI)**  
**JUDGE**