

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-11318 of 2016 (O&M)
DECIDED ON : MAY 12, 2016

DINESH KUMAR AND OTHERS

....PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present : Mr. Aditya Sanghi, Advocate,
for the petitioners.

Mr. S.S. Pannu, DAG, Haryana.

Mr. Lokesh Sharma, Advocate,
for respondents No.2 & 3.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 255 dated March 31, 2013 under Sections 384, 386 and 34 IPC registered at Police Station Hisar Civil Lines, District Hisar (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated July 17, 2015 (Annexure P-2).

2. Reply filed by learned State counsel on behalf of respondent-State, which is taken on record.

3. Report of learned trial Court has been received, wherein, it has been categorically observed that the matter has been compromised between the parties with their free will, without any pressure, undue influence and the same appears to be genuine. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

4. So, in view of circumstances narrated above as well as the observations made in cases reported as ***Kulwinder Singh and others vs. State of Punjab and another***; 2007(3) RCR (Criminal) 1052 and ***Narinder Singh and Others Vs. State of Punjab and Another (2014) 6 SCC 466***, 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.

5. Consequently, instant petition stands allowed and FIR No. 255 dated March 31, 2013 under Sections 384, 386 and 34 IPC registered at Police Station Hisar Civil Lines, District Hisar (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

MAY 12, 2016
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(JASPAL SINGH)
JUDGE