

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr.No.269

CRM NO. M-12383 of 2016
DECIDED ON : JULY 22, 2016

OM PRAKASH AND OTHERS

....PETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER

....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. Chanderhas Yadav, Advocate,
for the petitioners.

Mr. Tanuj Sharma, AAG, Haryana.

Ms. Nimarta Kaur, Advocate,
for respondent No.2-complainant.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of Criminal Complaint No.RBT-479/15.11.2010 titled as “Naresh Kumar vs. Om Parkash” dated November 12, 2010, under Sections 148, 149, 323, 452, 506 IPC (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-3).

2 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 own free will, without any threat, fear, coercion, pressure 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.

3. 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.

4. Consequently, instant petition stands allowed and Criminal Complaint No.RBT-479/15.11.2010 titled as “Naresh Kumar vs. Om Parkash” dated November 12, 2010, under Sections 148, 149, 323, 452, 506 IPC (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

JULY 22, 2016
Ankur

(JASPAL SINGH)
JUDGE