

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-13339 of 2016
Date of decision:- May 10, 2016

Nitin Gupta and others

...Petitioners...

versus

Union Territory, Chandigarh and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Ranbir Singh Rawat, Advocate
for the petitioners.

Mr. A.S. Sullar, APP, UT, Chandigarh,
for respondent No.1.

Mr. Vishal Munjal, Advocate,
for respondents No.2 to 4.

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?

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.455, dated 26.11.2013, under Sections 341, 342, 363, 506, 34 IPC later on added 365 IPC, Police Station Sector 11, Chandigarh (Annexure P-1) as well as all the consequential proceedings arising out of the same, on the basis of compromise dated 25.02.2016 (Annexure P-2).

2. In compliance of order dated April 23, 2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that the parties have settled the matter voluntarily, without any pressure/coercion from any quarter. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest.

3. So, in view of above circumstances and in view of the pronouncements 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.455, dated 26.11.2013, under Sections 341, 342, 363, 506, 34 IPC later on added 365 IPC, Police Station Sector 11, Chandigarh and all other consequential proceedings arising therefrom are quashed qua the petitioners.

May 10, 2016
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(JASPAL SINGH)
JUDGE