

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No. 336

CRM NO. M-12962 of 2015
DECIDED ON : JULY 08, 2016

AMIT AND OTHERS

....PETITIONERS

VERSUS

UNION TERRITORY OF CHANDIGARH 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. S.K. Hooda, Advocate,
for the petitioner(s).

Ms. Ashima Mor, Advocate,
for UT, Chandigarh.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 254, dated July 05, 2013, under Sections 147, 148, 149, 307, 323 IPC registered at Police Station Sector 11, Chandigarh (Annexure P-1). However, after investigation, challan has only been presented under Sections 323, 506, 324, 34, 325 IPC and all subsequent proceedings arising therefrom, on the basis of compromise and affidavits (Annexures P-3 to P-6).

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 pressure, coercion or undue influence and 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 FIR No. 254, dated July 05, 2013, under Sections 147, 148, 149, 307, 323 IPC registered at Police Station Sector 11, Chandigarh (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

JULY 08, 2016

Ankur

(JASPAL SINGH)
JUDGE