

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-14001 of 2016

Date of decision:- May 31, 2016

Kamlesh

...Petitioner...

versus

State of Haryana and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Ram Kumar Saini, Advocate
for the petitioner.

Mr. Surinder Singh, AAG, Haryana.

Mr. K.L. Saini, Advocate,
for respondent No.2-complainant.

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.

Present petition has been preferred under Section 482 of the Code of Criminal Procedure, for quashing of FIR No.191, dated 20.06.2015, under Sections 406, 420, 467, 468, 471, 506 and 120-B IPC, Police Station Mahesh Nagar, Ambala Cantt. (Annexure P-1), on the basis of compromise dated 30.03.2016 (Annexure P-2).

2. Report of learned Judicial Magistrate has been received, in which, it has been observed that matter in the said FIR has been settled by them out of their free will and without any pressure or coercion. The

compromise between the parties is genuine and valid. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest. Compromise is the soul of justice, which not only enhances the social amity, harmony and peace but also reduces friction and discord.

3. So, in view of above circumstances and in view of the pronouncement 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.191, dated 20.06.2015, under Sections 406, 420, 467, 468, 471, 506 and 120-B IPC, Police Station Mahesh Nagar, Ambala Cantt., and all other consequential proceedings arising therefrom are quashed qua the petitioner.

May 31, 2016
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(JASPAL SINGH)
JUDGE