

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.14676 of 2015 (O&M)
Date of decision: 16.09.2016

Preal Parihar

.... Petitioner

versus

State of Punjab & anr.

.... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Ms. Isha Goyal, Advocate
for the petitioner.

Mr. K.S.Pannu, DAG, Punjab.

Mr. Ramandeep Singh, Advocate
for respondent No.2.

Ajay Tewari, J.(Oral)

This is a petition for quashing of FIR No.115 dated 14.05.2011 under Sections 406, 420 IPC registered at Police Station Adampur, District Jalandhar and all consequential proceedings arising therefrom.

Vide order dated 20.05.2016, the matter was referred to the Mediation and Conciliation Centre of this Court for exploring the possibility of settlement between the parties.

The report dated 25.07.2016 of the Mediation and Conciliation Centre of this Court has been received, according to which the parties have settled their dispute. The terms and condition of the settlement are mentioned in para 7 of the report. Rs.3 lacs have also been paid before the Mediation and Conciliation Centre of this Court.

Today, a cheque of Rs.10 lacs has also been handed over to the counsel for the complainant. Photocopy of the cheque has been placed on record.

The Hon'ble Supreme Court in ***Gian Singh v. State of Punjab and another reported as 2012(4) RCR(Criminal) 543*** has discussed in detail the inherent powers of High Court in quashing a criminal proceeding or FIR or complaint where the parties have entered into compromise except the cases which involve offences such as murder, rape dacoity etc. as such offences are not private in nature and have serious impact on society.

In view of the above judicial pronouncement, 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.

Consequently, this petition is allowed and FIR No.115 dated 14.05.2011 under Sections 406, 420 IPC registered at Police Station Adampur, District Jalandhar and all consequential proceedings arising therefrom are quashed qua the petitioner.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

September 16, 2016
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(AJAY TEWARI)
JUDGE

1. Whether speaking/reasoned?
2. Whether reportable?

Yes/No
Yes/No