

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

**CRM NO. M-15992 of 2016
DECIDED ON : JULY 11, 2016**

SANJEEV KUMAR

....PETITIONER

VERSUS

STATE OF PUNJAB 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. Amandeep Singh, Advocate,
for the petitioner.

Mr. A.S.Sidhu, AAG, Punjab

Mr. S.S. Goraya, Advocate
for respondent No.2.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 89 dated June 15, 2015 under Sections 188 IPC & Section 70(5) of Northern India Canal & Drainage Act, 1873 registered at Police Station PAU, Ludhiana, Sections 307, 337, 506 and 34 IPC deleted thereafter (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated March 30, 2016 (Annexure P-2) alleged to have been arrived at in between the parties.

2 Report of learned trial Court has been received, wherein, it has been categorically observed that the statements of both the parties are genuine and not the result of any pressure or coercion in any manner. Compromise entered into between the parties is valid. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

3. Here it would be pertinent to mention that the above-said FIR has been registered at the instance of Simartej Singh Gill, who is not a government employee.

4. 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. 89 dated June 15, 2015 under Sections 188 IPC & Section 70(5) of Northern India Canal & Drainage Act, 1873 registered at Police Station PAU, Ludhiana and all subsequent proceedings arising out of the same are quashed qua petitioner.

JULY 11, 2016
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(JASPAL SINGH)
JUDGE