

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

Sr. No.268

CRM-M No. 16244 of 2016

Date of decision : 12.08.2016

Rakesh Kumar @ Rinku

..... Petitioner

v.

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : None for the petitioner.

Mr. K.S.Panu, DAG, Punjab.

Mr. Imran, Advocate
for the respondent.

AJAY TEWARI, J (Oral)

Prayer in the present petition, filed under Section 482 of the Cr.P.C, is for quashing of FIR No.78, dated 09.12.2015, registered under Sections 379, 323, 148, 149 of the IPC, at Police Station Shri Hargobindpur, District Gurdaspur on the basis of a compromise, arrived

at between the parties.

Pursuant to the order of this Court dated 11.05.2016, report dated 31.05.2016 from the Judicial Magistrate 1st Class, Batala has been received attesting to the fact that the matter has been compromised between the parties.

Counsel for the parties have also stated that in fact the matter has been compromised between the parties amicably. Counsel for the State of Punjab has also confirmed this fact and states that there is no other case pending between the parties.

In view of the facts, noticed herein above, it is apparent that both the parties have arrived at a bona fide settlement. I am of the opinion that it would be in the interest of justice, as also in the interest of parties, if the present FIR and all subsequent proceedings, emanating therefrom are quashed. It is a fit case where this Court should exercise jurisdiction, under Section 482 of the Cr.P.C to put an end to these futile criminal proceedings.

A Full Bench of this Court has issued broad guidelines in

Kulwinder Singh and others vs State of Punjab and another, 2007(3)

RCR (Crl) 1052, for quashing of the FIR where parties enter into
compromise.

Consequently, the present petition is allowed and FIR No.78,
dated 09.12.2015, registered under Sections 379, 323, 148, 149 of the
IPC, at Police Station Shri Hargobindpur, District Gurdaspur and all
subsequent proceedings, emanating therefrom, are quashed.

August 12, 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No