

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-18416 of 2016

Date of decision:- December 06, 2016

SANJAY KUMAR AND OTHERS

...PETITIONERS...

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Harinder Pal Singh Ishaar, Advocate,
for the petitioners.

Mr. A.S. Sidhu, AAG, Punjab.

Mr. Anil Shukla, Advocate,
for respondent No.2.

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.248, dated 18.11.2015, under Sections 406 and 420 IPC, Police Station Gobindgarh Mandi, District Fatehgarh Sahib, Punjab (Annexure P-1), along with all subsequent proceedings arising out of the same, on the basis of compromise.

2. In compliance of order dated October 24, 2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise between the parties is voluntary

and is not the result of any pressure or coercion in any manner. 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.248, dated 18.11.2015, under Sections 406 and 420 IPC, Police Station Gobindgarh Mandi, District Fatehgarh Sahib, Punjab, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

December 06, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No