

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.275

CRM NO. M-19444 of 2016
DECIDED ON : AUGUST 08, 2016

HAPPY AND OTHERS

...PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Ajay Pal Singh Rehan, Advocate,
for the petitioners.

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

Mr. Sandeep Godara, Advocate,
for respondent No.2.

JASPAL SINGH, J. (ORAL)

This is a petition preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 22, dated February 18, 2016, under Sections 452, 323, 148 & 149 IPC, registered at Police Station Dhariwal, District Gurdaspur (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2).

2 Report of learned trial Court has been received, wherein, it has been categorically observed that the matter has been compromised between the parties with the intervention of respectables, with their own free will, without any

coercion, undue influence and the same appears to be genuine. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

3. 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. 22, dated February 18, 2016, under Sections 452, 323, 148 & 149 IPC, registered at Police Station Dhariwal, District Gurdaspur (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

AUGUST 08, 2016
Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned Yes/No

Whether Reportable Yes/No