

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-18612 of 2015

Date of decision:- August 19, 2016

Harbhajan Singh and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Ms. Pallavi Singh, Advocate,
for the petitioners.

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

Ms. Suchi Sodhi, Advocate for
Mr. Animesh Sharma, Advocate,
for respondent No.2.

JASPAL SINGH, J.

CRM-7215 and 19781 of 2016

Applications are allowed. Documents (Annexures A-1 to A-6)
are taken on record.

CRMs stand disposed of.

Main case

Present petition has been preferred under Section 482 of the
Code of Criminal Procedure, for quashing of FIR No.99, dated 20.05.2010,
under Sections 419, 465, 467, 468, 471 and 120-B IPC, Police Station
Patran, District Patiala (Annexure P-1), along with all consequential

proceedings arising therefrom, on the basis of compromise deed dated 26.11.2014 (Annexure P-2).

2. In compliance of order dated 29.06.2015, report of learned Judicial Magistrate has been received, in which, it has been observed that compromise appears to have been effected voluntarily and without any coercion or undue influence and appears to be genuine. 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. After the compromise there remains no dispute and all the parties feel satisfied.

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.99, dated 20.05.2010, under Sections 419, 465, 467, 468, 471 and 120-B IPC, Police Station Patran, District Patiala, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

August 19, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/ No