

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-1867 of 2015
Date of decision:- May 17, 2016

Gurnek Singh

...Petitioner...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Tejinder Pal Singh, Advocate
for the petitioner.

Mr. AS Sidhu, AAG, Punjab,
for respondent No.1-State.

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

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?

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure by the petitioner seeking quashing of FIR No.83, dated 18.03.2004, under Sections 279, 337 and 338 IPC, Police Station Nawanshahr, District Nawanshahr (now SBS Nagar) (Annexure P-1), as well as all subsequent proceedings arising therefrom, on the basis of compromise.

2. Report of learned Judicial Magistrate has been received,

in which, it has been categorically observed that the parties have compromised the matter without any pressure. 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.83, dated 18.03.2004, under Sections 279, 337 and 338 IPC, Police Station Nawanshahr, District Nawanshahr (now SBS Nagar) and all other consequential proceedings arising therefrom are quashed qua the petitioner.

May 17, 2016
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(JASPAL SINGH)
JUDGE