
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

SR. No.252-A

CRM NO. M-20433 of 2016
DECIDED ON : DECEMBER 22, 2016

BALJIT SINGH AND ANOTHER

....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. S.K. Arya, Advocate for
Mr. P.K.S. Phoolka, Advocate,
for the petitioners.

Mr. RPS Sidhu, Assistant Advocate General, Punjab.

Mr. Davinder Kumar, Advocate,
for respondent Nos.2 to 6.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 4, dated January 11, 2012 (Annexure P-1), under Sections 307, 382, 341, 506, 427, 148, 149 IPC and Sections 25/27 of Arms Act, 1959 (Section 307 IPC deleted later on during investigation vide DDR No.11, dated January 12, 2012 and Section 336 IPC added later on), registered at Police Station Dialpura, District Bathinda 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 and villagers, without any threat, coercion, out of their own free will, without any consideration 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. 4, dated January 11, 2012 (Annexure P-1), under Sections 307, 382, 341, 506, 427, 148, 149 IPC and Sections 25/27 of Arms Act, 1959 (Section 307 IPC deleted later on during investigation vide DDR No.11, dated January 12, 2012 and Section 336 IPC added later on), registered at Police Station Dyalpura, District Bathinda and all subsequent proceedings arising out of the same are quashed qua petitioners.

DECEMBER 22, 2016

Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No