

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Decided on: August 19, 2016

1. CRM No. M-21310 of 2016

Gian Singh and others

...Petitioners....

versus

State of Punjab and others

...Respondents....

2. CRM No. M-21322 of 2016

Jagdeep Singh and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. R.K. Arya, Advocate
for the petitioners in CRM No. M-21310 of 2016 and
for respondents No.2 and 3 in CRM No. M-21322 of 2016.

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

Ms. Rashmi Thakur, Advocate
for respondents No.2 to 4 in CRM No. M-21310 of 2016 and
for the petitioners in CRM No. M-21322 of 2016.

JASPAL SINGH, J.

By this common order, this Court intends to dispose of two petitions i.e CRM No. M-21310 of 2016 filed by *Gian Singh and others* and CRM No. M-21322 of 2016 filed by *Jagdeep Singh and others*.

2. CRM No. M-21310 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.88, dated 02.07.2014 under Sections 324, 323, 148 and 149 IPC and later on added offence under Sections

308 and 326 IPC, Police Station Bhindi Saida, District Amritsar (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2).

3. CRM-M-21322 of 2016 has been filed for quashing of cross case registered vide Rapat No. 19, dated 05.07.2014, under Sections 323, 324, 325, 326, 148 and 149 IPC in FIR No.88, dated 02.07.2014 under Sections 324, 323, 148 and 149 IPC and later on added offence under Sections 308 and 326 IPC, Police Station Bhindi Saida, District Amritsar (Annexure P-1) along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2).

4. Separate reports of Id. Judicial Magistrate have been received, in which, it has been categorically observed that compromise has been voluntarily entered into between the parties, statements of the parties are genuine and without any pressure or coercion. The compromise effected between the parties appears to be valid. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest.

5. So, in view of circumstances narrated above as well as the observations made in case reported as “***Kulwinder Singh & others vs. State of Punjab***”; 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 the benefit of the parties and would certainly bring peace and harmony between them.

6. Consequently, both the petitions are allowed, FIR No.88, dated 02.07.2014 under Sections 324, 323, 148 and 149 IPC and later on added offence under Sections 308 and 326 IPC, Police Station Bhindi Saida, District

Amritsar and all other consequential proceedings arising therefrom including cross-version case recorded as Rapat No. 19, dated 05.07.2014, under Sections 323, 324, 325, 326, 148 and 149 IPC, are quashed qua the petitioner(s).

August 19, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**