

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of decision : September 20, 2016

1. CRM No. M-21563 of 2015

Ramesh Kumar and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

2. CRM No. M-32500 of 2016

Mintu Sahni and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Sukhjinder S. Behl, Advocate in *CRM-M-21563-2015*
Mr. Barjesh K. Sharma, Advocate in *CRM-M-32500-2016*
for the petitioners.

Mr. R.P.S. Sidhu, AAG, Punjab.

Mr. Akashdeep Singh, Advocate,
for respondents No.2 to 5 in *CRM-M-21563-2015*.

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.

This order shall dispose of aforesaid two petitions i.e CRM No.
M-21563 of 2015, captioned as “*Ramesh Kumar and others vs. State of*
Punjab and others” and CRM No. M-32500 of 2016, captioned as “*Mintu*

Sahni and others vs. State of Punjab and others”.

2. CRM No. M-21563 of 2015 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.125, dated 27.08.2014, under Sections 307, 336, 323, 324, 148, 149 IPC and Section 25 of Arms Act, Police Station Division No.7, Ludhiana and all the consequent proceedings arising out of the said FIR and also DDR No.11 dated 28.08.2014 on the basis of compromise dated 08.01.2015.

3. CRM No. M-32500 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of DDR No.11, dated 28.08.2014, under Sections 307, 336, 323, 324, 427, 148, 149 of IPC (cross version), Police Station Division No.7, Ludhiana and all the subsequent proceedings arising therefrom, on the basis of compromise.

4. Reports of learned trial Court have been received, in which, it has been categorically observed that a compromise is genuine, voluntary and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

5. So, in view of above circumstances and in view of the pronouncement captioned as **“Kulwinder Singh & others vs. State of Punjab and 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.

6. Consequently, both petitions are allowed and FIR No.125, dated 27.08.2014, under Sections 307, 336, 323, 324, 148, 149 IPC and Section 25 of Arms Act, Police Station Division No.7, Ludhiana as also

DDR No.11, dated 28.08.2014, under Sections 307, 336, 323, 324, 427, 148, 149 of IPC (cross version), Police Station Division No.7, Ludhiana, as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

September 20, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No