

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

CRM NO. M-23219 of 2016

Date of decision:- August 26, 2016

Deepak Masih and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Amit Singla, Advocate for
Mr. Vipin Mahajan, Advocate,
for the petitioners.

Mr. P.S. Paul, DAG, Punjab.

Mr. Vishal Munjal, Advocate,
for respondent No.2.

JASPAL SINGH, J.

By virtue of instant petition preferred under Section 482 of the Code of Criminal Procedure, petitioners have sought quashing of FIR No.35, dated 11.05.2016, under Sections 324, 326, 323, 506, 148 and 149 IPC, Police Station Sadar Gurdaspur (Annexure P-1), along with all consequential proceedings arising therefrom, on the basis of compromise (Annexure P-2).

2. In compliance of order dated 13.07.2016, report of learned Judicial Magistrate has been received, in which, it has been observed that compromise is genuine and voluntary and it was assured that the parties are

giving their statements without undue influence, coercion or threat. 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.35, dated 11.05.2016, under Sections 324, 326, 323, 506, 148 and 149 IPC, Police Station Sadar Gurdaspur, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

August 26, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/ No