

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-2230 of 2015

Date of decision:- July 19, 2016

Sarwan Singh and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : None.

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.

Present petition has been preferred under Section 482 of the Code of Criminal Procedure, for quashing of FIR No.133, dated 17.07.2012, under Sections 406, 420, 468 and 120-B IPC, Police Station Division 5 Jullunder, District Jalandhar (Annexure P-1), along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2).

2. In compliance of order dated 21.01.2015, report of learned Judicial Magistrate has been received, in which, it has been observed that compromise has been effected by complainant and accused without any coercion as it is clear from the statements recorded by them in the Court.

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.133, dated 17.07.2012, under Sections 406, 420, 468 and 120-B IPC, Police Station Division 5 Jullunder, District Jalandhar, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

July 19, 2016
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(JASPAL SINGH)
JUDGE